

EXHIBIT A

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
ANDREW DELANEY,

Plaintiff,

Index No.

-against-

SUMMONS

HC2, INC.,
STEPHANOS ZANNIKOS,
MICHAEL JOHN ESKER NACCHIO,
and
TOYOTA MOTOR NORTH AMERICA, INC.,

Defendants.
-----X

To the above-named defendants:

YOU ARE HEREBY SUMMONED to answer the Complaint and to serve a copy of your answer, or, if the Complaint is not filed with this Summons, to serve a Notice of Appearance on the plaintiff's attorney within 20 days after service of this Summons, exclusive of the day of service, or within 30 days after service is complete if this Summons is not personally served on you within the State of New York.

YOU ARE HEREBY NOTIFIED THAT should you fail to answer, a judgment will be entered against you by default for the relief demanded in the Complaint.

DATED: New York, New York
June 4, 2024

/s/Andrew Delaney
Andrew Delaney
Plaintiff
Sen. Gil Puyat Avenue
Makati Central Post Office 1057
Brgy. San Antonio
Makati 1250
Republic of the Philippines
63-94-2677-8826
srview1@gmail.com

To:

Defendants' addresses:

HC2, Inc.
360 Lexington Avenue Ste. 1100
New York, New York 10017

Stephanos Zannikos
360 Lexington Avenue Ste. 1100
New York, New York 10017

Michael John Esker Nacchio
Mondelez International, Inc.
100 Deforest Avenue
East Hanover, New Jersey 07936-2813

Toyota Motor North America, Inc.
CT Corporation System
28 Liberty Street
New York, New York 10005

Venue: Plaintiff designates New York County as the place of trial. The basis of this designation is defendant HC2's residence in New York County.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X
ANDREW DELANEY,

Plaintiff,

Index No.

-against-

COMPLAINT

HC2, INC.,
STEPHANOS ZANNIKOS,
MICHAEL JOHN ESKER NACCHIO,
and
TOYOTA MOTOR NORTH AMERICA, INC.,

JURY TRIAL DEMANDED

Defendants.
-----X

Complaining of the defendants plaintiff Andrew Delaney (“Delaney”) alleges as follows:

PRELIMINARY STATEMENT

This is an action brought pursuant to Judiciary Law § 487 and other laws against the defendants based upon the deceit and/or consent to deceit of the defendants with the intent of the defendants to deceive the courts resulting in the plaintiff incurring monetary damages.

PARTIES

1. The plaintiff Delaney resides in the Republic of the Philippines and has his address at Sen. Gil Puyat Avenue, Makati Central No. 1057, Brgy. San Antonio, Makati City 1250, the Philippines. Delaney is HC2, Inc.’s (“HC2”) and Toyota Motor North America, Inc.’s (“Toyota”) former employee.
2. The defendant HC2 is a District of Columbia corporation with its principal place of business at 360 Lexington Avenue Ste. 1100, New York, New York 10017. HC2 is Toyota’s agent.

3. Upon information and belief, the defendant Stephanos Zannikos (“Zannikos”) is an attorney duly licensed to practice law in the State of New York, and maintains an office for the practice of law at 360 Lexington Avenue Ste. 1100, New York, New York 10017. Zannikos is HC2’s general counsel.

4. Upon information and belief, the defendant Michael John Esker Nacchio, Esq. (“Nacchio”) is an attorney duly licensed to practice law in the State of New York, and maintains an office for the practice of law at Mondelez International, Inc., 100 Deforest Avenue, East Hanover, New Jersey 07936-2813. Nacchio was HC2’s outside counsel.

5. The defendant Toyota is a California corporation with its principal place of business at 6565 Headquarters Drive, Plano, Texas 75024. Toyota is registered with the New York Secretary of State. Its registered agent is CT Corporation System, 28 Liberty Street, New York, New York 10005.

6. Douglas A. Goldstein, Esq. (“Goldstein”), Spector & Ehrenworth, P.C., Kasowitz Benson Torres LLP (“Kasowitz”), Ronald R. Rossi, Esq., Gregory M. Messer, Esq. (“Messer”), Gary F. Herbst, Esq. (“Herbst”), and Lamonica Herbst & Maniscalco LLP (“Lamonica”) are unnamed co-conspirators in this action.

JURISDICTION AND VENUE

7. This Court has jurisdiction over the defendants pursuant to N.Y. C.P.L.R. § 301 and § 302.

8. N.Y. C.P.L.R. § 302(a)(2) further authorizes the exercise of personal jurisdiction over Toyota which committed tortious acts within New York either in person or by an agent.

9. Venue is proper in New York County pursuant to N.Y. C.P.L.R. § 503 because HC2 and Zannikos maintain offices at 360 Lexington Avenue Ste. 1100, New York, New York

10017, in New York County, and Toyota does business in New York County, and because a portion of the events giving rise to this action occurred in New York County.

FACTS

10. On December 23, 2020, Delaney filed for chapter 7 in the United States Bankruptcy Court for the Eastern District of New York. *In Re Andrew John Delaney*, Case No. 20-44372 (Bankr. E.D.N.Y. 2020).

11. Delaney has standing to bring this lawsuit in his own capacity because it is post-petition and he is only claiming damages for the defendants' acts which accrued after January 1, 2021.¹

12. After Delaney filed for bankruptcy, the defendants 1) committed tortious acts against Delaney, 2) lied to the chapter 7 trustee Messer and his lawyers Lamonica and Herbst about Delaney, 3) falsely and continuously accused Delaney of "extortion" (a crime in New York State, where there is no civil extortion) after a federal district court had already ruled "it is not an extortion" (*see* footnote 1 below), 4) filed a fraudulent proof of claim for \$1,180,152.67 (Exhibit A), 5) breached the stipulation and agreement between HC2 and Delaney and the August 1, 2021 bankruptcy court order by continuing to appear in the case and oppose Delaney

¹ On April 20, 2020, the defendants filed a fraudulent lawsuit against Delaney in the United States District Court for the Southern District of New York (the "Southern District") seeking a temporary restraining order ("TRO") and preliminary injunction ("PI") based on two baseless claims for breach of contract and faithless service doctrine. *HC2, Inc. v. Delaney*, 20-cv-3178 (S.D.N.Y. April 20, 2020) (Liman, J.). The defendants brought the case based on *jurisdictional fraud*. There was no claim for "extortion", which is a crime in New York where there is no civil extortion.

On April 20, 2020, Judge Liman *denied* HC2's TRO application. On May 27, 2020, Judge Liman *further denied* HC2's PI motion ruling that it had no chance of success on the merits and "It [Delaney's lawyer's letter to Toyota] is a routine demand letter and it's not extortion."

See Frank G. Runyeon, "WilmerHale, Toyota Agency Posted Sealed Info, Loses Gag Bid," Law360, May 27, 2020. <https://www.law360.com/articles/1277147/print?section=commercialcontracts>

But that did not stop the defendants *from lying about the contents of the Toyota letter* and *ignoring Judge Liman and from continuing* to lie about Delaney and to accuse him in his bankruptcy case of "extortion" in the relevant period 2021-2024.

after HC2 had been ordered withdrawn from the case with prejudice, 6) violated N.Y. Jud. Law § 487 through their deceit and collusion, and 7) violated the new N.Y. Labor Law § 740 which amendments took effect on January 26, 2022.

13. On January 5, 2021, Delaney publicly accused the defendants of jurisdictional fraud in an article which appeared in Law360 “Ex-WilmerHale Temp Says Agency ‘Cooked’ Case Jurisdiction.”²

14. On February 18, 2021, Delaney accused the defendants of procuring perjury and instructing witnesses to lie under oath for Toyota.³

15. On March 12, 2021, Delaney filed a motion to voluntarily dismiss his chapter 7 case. The trustee initially verbally agreed with Delaney to the dismissal – until the defendants got to him with their lies, corruption, and deceit.

16. The defendants did not want for Delaney to dismiss the chapter 7 case *at all costs*. Right after Delaney filed the motion to dismiss, the defendants began aggressively contacting the trustee and his lawyers, lying to them and to the bankruptcy court about Delaney, and attempting to destroy Delaney personally and professionally. The defendants lied to Messer and his lawyers about Delaney’s assets to make them think there was a “pot of gold”, including that he “owned four pieces of real estate” and had “four undisclosed financial accounts”.

17. On March 16, 2021, four days after Delaney’s motion to dismiss was filed, the defendants employed an unethical lawyer, Goldstein, to file a notice of appearance and to make

² Frank G. Runyeon, “Ex-WilmerHale Temp Says Agency ‘Cooked’ Case Jurisdiction,” Law360, Jan. 5, 2021. <https://www.law360.com/articles/1341932/ex-wilmerhale-temp-says-agency-cooked-case-jurisdiction>

³ Frank G. Runyeon, “Ex-WilmerHale Temp Says White House Atty Lied For Toyota,” Law360, Feb. 18, 2021. <https://www.law360.com/articles/1349517/ex-wilmerhale-temp-says-white-house-atty-lied-for-toyota>

false and utterly fraudulent filings in Delaney's bankruptcy case. As shown by HC2's redacted billing records, Goldstein's dishonest acts were all coordinated by the defendants.

18. From March 16-18, 2021, and at other times through the present, the defendants sent false information to the trustee and his lawyers about Delaney and even drafted and reviewed the trustee's and his lawyers' documents in Delaney's bankruptcy case. This was illegal, since the trustee is supposed to be independent and also owes a duty to the debtor.⁴

19. On March 18, 2021, in a 424B5 filing, Toyota disclosed that the company had reported anti-bribery violations related to a Thai subsidiary to the United States Securities and Exchange Commission and the United States Department of Justice (the "DOJ").⁵

20. On March 25, 2021, in a state court case, Nacchio wrote in a sworn affirmation: "Finally, the lawyer who was assisting Delaney in carrying out his scheme to extort a significant payment from the Corporate Client, is the same lawyer who signed and caused to be filed the State Court Complaint." *Delaney v. HC2 Inc. d/b/a/ Hire Counsel*, Case No. 651740/2021 (Sup Ct, New York County, 2021) (Tisch, J.) (Tisch Doc. No. 9) The defendants were *continuing to accuse Delaney of extortion even after Judge Liman had ruled otherwise* in an open hearing 10 months before on May 27, 2020. Tisch Document #9 at 3.

21. On March 26, 2021, the defendants had Goldstein file fraudulent objections to Delaney's motion to dismiss the bankruptcy case. Mazer-Marino ECF No. 27. But worse, the defendants falsely informed Messer and his lawyers that Delaney owned four pieces of undisclosed real estate and also had a judgment against him (from Judge Liman) for extortion.

⁴ "The Role of the Bankruptcy Trustee in Bankruptcy Legal Proceedings," Justia ("The bankruptcy trustee is required to treat a debtor fairly and honestly but does not represent or advocate for them."). <https://www.justia.com/bankruptcy/bankruptcy-procedures/the-role-of-the-bankruptcy-trustee/>

⁵ "Toyota says it reported Thai bribery probe to U.S. SEC and DoJ," Reuters, Mar. 19, 2021. <https://uk.news.yahoo.com/finance/news/toyota-says-reported-thai-bribery-002800432.html>

The now-public billing records show that Messer, Lamonica, and Herbst were given this false information by the defendants. *See* Exhibit B hereto (Mazer-Marino ECF No. 61-5). As a result of the defendants’ lies about Delaney, on the same day, March 26, 2021, Messer wrote in opposition to Delaney’s motion to dismiss the bankruptcy case: “The Trustee’s investigation also found: (i) four (4) distinct real property ownership records associated with the Debtor.... *The Debtor also does not have only \$44,434 in credit card debt as stated on his Motion to Dismiss, but also has a judgment against him for an additional \$67,458.91*⁶.” (Mazer-Marino ECF No. 22 at 4) (emphasis added) HC2’s billing records show that it was the defendants who communicated this false and defamatory information to Messer and his lawyers.

22. On March 26, 2021, based on the defendants’ lies and deceit, the trustee wrote: “*Upon information and belief, the Debtor is appealing a judgment entered against him for extorting his prior employer.*” (Mazer-Marino ECF No. 22 at 3) (emphasis added) *That was exactly the opposite of Judge Liman’s ruling.* Chapter 7 was enacted by Congress to *help debtors* such as Delaney. But the defendants and their crooked lawyers were abusing it to cause damages to Delaney through their lies and deceit.

23. On March 26, 2021, Zannikos filed the “Certification Of Stephanos Zannikos In Support Of HC2, Inc. d/b/a Hire Counsel’s Motion For Extension Of Time For HC2, Inc., d/b/a Hire Counsel To Object To Discharge Pursuant To Fed. R. Bankr. P. 4004(B) And To Challenge Whether Certain Debts Are Dischargeable Pursuant To Fed. R. Bankr. P. 4007(C)” in which he again⁷ *repeatedly perjured himself*:

Stephanos Zannikos, of full age, certifies as follows:...

⁶ This was an effective admission that HC2’s \$1,180,152.67 proof of claim was false.

⁷ In addition to the Southern District jurisdictional fraud, which was in a false verified complaint attested to by Zannikos under penalty of perjury.

5. On March 17, 2020, the Law Firm Customer [Wilmer Hale] decided to suspend the Project in view of the COVID-19 pandemic while it considered the possibility of moving to a remote review. The Law Firm Customer [Wilmer Hale] and its Corporate Client [Toyota] decided not to conduct the remainder of the review.

6. *HC2 never terminated the Employment Agreement or took any other action to terminate Delaney's employment by HC2.*⁸ Nonetheless, Delaney sent multiple emails on March 17 and 18, 2020 to the Law Firm Customer [Wilmer Hale] and the Corporate Client [Toyota] falsely claiming that he had been wrongfully terminated for expressing concerns about COVID-19.

7. *Delaney engaged counsel to demand \$450,000 from the Corporate Client [Toyota], but his attorney ceased representing him a few days after making this demand and Delaney immediately engaged new counsel. On April 13, 2020, Delaney's new counsel emailed a letter to the Corporate Client's [Toyota] Chief Executive Officer [Akio Toyoda] and Board of Directors, reiterating his demand for a payment and threatening litigation and disclosure of the Corporate Client's [Toyota] privileged and confidential information if his demand was not met by April 14, 2020.*

8. The Corporate Client [Toyota] did not capitulate to Delaney's demands or threats. On April 15, 2020, a day after Delaney's deadline passed, Delaney's lawyer signed and filed a state court complaint, which alleges and acknowledges that the John Doe plaintiff, identified therein as Delaney, gained the confidential and privileged knowledge and information disclosed therein during the course of a document review project for the Corporate Client [Toyota]....

22. I hereby declare under penalties of perjury that I have read the foregoing Certification, and that the allegations contained therein are true and correct to the best of my knowledge.

Mazer-Marino ECF No. 27-1 (emphasis added) Delaney's *actual* letter to Toyota is attached hereto as Exhibit C. Judge Liman had already ruled: "It is a routine demand letter and it's not an extortion." However, the defendants continued to lie about the contents of the demand letter (including falsely adding a demand for money of \$450,000, which specific demand for money is a requirement for extortion) to make Delaney appear like a criminal while themselves ignoring the ruling of a federal judge and, worse, then telling the trustee and his lawyers that Judge Liman

⁸ See Zannikos' e-mail dated March 30, 2020 where he clearly admits a year earlier to having "terminated" Delaney. Exhibit D hereto.

had issued a judgment against Delaney for extortion. This is clear and unequivocal deceit and fraud on the court.

24. On April 6, 2021, HC2 filed an utterly fraudulent proof of claim for \$1,180,152.67 so that they could interfere in Delaney's bankruptcy case and harass him. *See* Exhibit A hereto. Goldstein explained to the bankruptcy court that this was for supposed attorneys fees and costs from the Southern District case. HC2 submitted bills in support of the claim, which was mostly \$1 million for HC2's former counsel Kasowitz, which had *lost* the TRO and PI. *See* Exhibit B hereto (Mazer-Marino ECF No. 61-5). ECF No. 61-5 clearly shows that the whole basis for the \$1,180,152.67 proof of claim was HC2's legal costs (mostly Kasowitz's) for the TRO and PI both of which applications it *lost*. Of course, Judge Liman did *not* ever order Delaney to pay legal fees for HC2's failed applications. There was no possible legal theory under which the winner (Delaney) could have been ordered to pay the loser's (HC2's) attorneys fees and costs per ECF No. 61-5 (Exhibit B hereto). It was a total and complete lie to the bankruptcy court. *However, the defendants wanted to file this fraudulent claim in order to inflate Delaney's low debt, only \$44,000, by 97% to be over \$1.2 million.*⁹ HC2 falsely claimed to the bankruptcy court that it was Delaney's "creditor" when it knew that it was not. Its filing of this false proof of claim was a criminal act and the defendants were part of a criminal conspiracy in this regard.

25. On April 8, 2021, the defendants had Goldstein appear at the hearing on Delaney's motion to dismiss which was denied due to their dishonesty. At the hearing, Delaney

⁹ On information and belief, Messer, Lamonica, and Herbst were working in concert with the defendants to present this false proof of claim, *which is a crime*. Messer, Lamonica, and Herbst went along with this fraud and falsely claimed that it was the trustee who "settled" the HC2 proof of claim on September 1, 2021 after it had already been withdrawn a month earlier which had nothing to do with him.

said: “But now they’ve put in their proof of claim that I owe them \$1.2 million. For what? For attorneys fees that they spent on a case they brought against that the judge tossed?” The trustee then stated based on the defendants’ lies: “The Trustee has found property under Andrew Delaney in Westchester County.” After lying about Delaney’s four bank accounts, fake creditor HC2’s Goldstein said: “MR. GOLDSTEIN: Yes. Thank you, Your Honor. And I would just add to the Trustee's presentation that an additional grounds for denial of the motion is lack of bad faith. It's not just the existence of these assets; it's the fact that the Debtor has failed to disclose them.” Regarding the jurisdictional fraud in the Southern District, Goldstsein said: “You know, lack of subject matter jurisdiction in that other lawsuit is really irrelevant for today.” He tried to sweep the defendants’ jurisdictional fraud under the rug.

26. On May 20, 2021, the defendants filed an ex parte motion to issue subpoenas duces tecum to four financial institutions where they falsely claimed Delaney had accounts. (Mazer-Marino ECF No. 51) In its motion, HC2 lied that: “The Debtor did not disclose in his bankruptcy schedules or Statement of Financial Affairs the existence of any assets, liabilities, closed accounts, depositories for securities or other relationships with any of the Financial Institutions.” But Delaney did not have accounts with those “Financial Institutions” so that this was another lie.

27. On May 26, 2021, it was reported that Toyota was under grand jury investigation in Texas by the DOJ¹⁰ for violating the Foreign Corrupt Practices Act of 1977, 15 U.S.C. ch. 2B § 78a et seq.¹¹

¹⁰ At the same time, Wilmer Hale hired the DOJ FCPA chief investigating Toyota, Christopher Cestaro, to be a partner in its firm which was representing Toyota. See David Thomas, “WilmerHale taps Justice Department's FCPA chief for white collar group,” Reuters, May 1, 2021. <https://www.reuters.com/legal/government/wilmerhale-taps-justice-departments-fcpa-chief-white-collar-group-2021-05-28/>

¹¹ Frank G. Runyeon, “DOJ Takes Toyota Thai Bribery Probe To Texas Grand Jury,” Law360, May 26, 2021.

28. On June 4, 2021, the defendants had HC2 file a fraudulent adversary case, which it withdrew shortly thereafter with prejudice knowing that it was a blatant fraud on the court. (Mazer-Marino ECF No. 54) In HC2's Complaint Objecting to Discharge of the Debtor (Mazer-Marino ECF No. 1) in the adversary case (Adversary Case No. 1-21-01047), Goldstein lied repeatedly about Delaney:

7. Delaney is an individual whose street address is currently 330-340 Baychester Ave. Bronx, New York 10475¹²....

12. HC2 never terminated the Employment Agreement or took any other action to terminate Delaney's employment by HC2.¹³ Nonetheless, Delaney sent multiple e-mails on March 17 and 18, 2020 to the Law Firm Customer [Wilmer Hale] and the Corporate Client [Toyota] falsely claiming that he had been wrongfully terminated for expressing concerns about COVID-19.

13. Delaney engaged counsel to demand \$450,000 from the Corporate Client [Toyota], but his attorney ceased representing him a few days after making this demand and Delaney immediately engaged new counsel. On April 13, 2020, Delaney's new counsel e-mailed a letter to the Corporate Client's [Toyota] Chief Executive Officer [Akio Toyoda] and Board of Directors, reiterating his demand for a payment and threatening litigation and disclosure of the Corporate Client's [Toyota] privileged and confidential information if his demand was not met by April 14, 2020....

97. On March 18, 2021, the Clerk of this Court filed a Notice of Discovery of Assets and set a bar date of June 16, 2021 for creditors to file proofs of claims. See Doc. 20.

98. On April 6, 2021, HC2 filed a proof of claim for \$1,180,152.67 (the "HC2 Proof of Claim"). See Claim Register, Claim 2....

115. On the Petition Date, Delaney had one or more accounts for securities, cash or other valuables with one or more of the Financial Institutions that held securities, cash or other valuables.

<https://www.law360.com/articles/1388032/doj-takes-toyota-thai-bribery-probe-to-texas-grand-jury>

¹² According to www.vocabulary.com, "street address" is defined as "the address where a person or organization can be found." Delaney resides and is domiciled in the Philippines. The address here is for a Staples Store in the Bronx where Delaney never resided.

¹³ This is another lie. Zannikos admitted to terminating Delaney in his March 30, 2020 e-mail. See Exhibit D hereto.

116. Delaney was required to disclose in his bankruptcy schedules or his Statement of Financial Affairs, and at the Meeting of Creditors, the existence of one or more accounts for securities, cash or other valuables with one or more of the Financial Institutions.

117. Delaney did not disclose in his original or amended bankruptcy schedules or Statement of Financial Affairs, or at the Meeting of Creditors, the existence of any assets, liabilities, open or closed accounts, depositories for securities or other relationships with any of the Financial Institutions....

WHEREFORE, HC2 respectfully requests that this Court enter a judgment against Delaney: A. For denial of a discharge pursuant to Code Sections 727(a)(2) and/or (a)(4) and Bankruptcy Rule 4004....

All of the defendants' above-quoted statements above were lies and a fraud on the court. Worse, the defendants lied about the orders from a federal judge, Judge Liman, and continued to lie about the contents of the Toyota demand letter so as to be able to falsely accuse Delaney, a lawyer, of extortion. The attorney defendants unethically and deceitfully lied about authority to the courts. The defendants just "*made up*" the contents of Judge Liman's order to be the *opposite of what it was*, i.e. that he entered a judgment against Delaney for extortion, as well as the contents of the Toyota demand letter, falsely claiming that Delaney demanded "\$450,000" and "threatening litigation and disclosure of the Corporate Client's [Toyota] privileged and confidential information." The problem is that no such contents are contained in what Judge Liman called "a routine demand letter". The defendants just lied over and over again in order to win.

29. On June 16, 2021, after lying in order to get the court to issue the subpoenas in the first place, HC2 served subpoenas duces tecum on Bank of America, E-Trade, Charles Schwab, and Wells Fargo. Mazer-Marino ECF Nos. 57-60. But none of the defendants was Delaney's creditor. Moreover, Delaney did not have accounts at any of these banks, except for Wells Fargo, which was an *attorney IOLTA account* and not his "asset" as the defendants falsely

and fraudulently represented to the trustee and the bankruptcy court to discredit Delaney and prevent him from dismissing his bankruptcy case.

30. On June 16, 2021, in an affidavit in opposition to Delaney's motion to expunge HC2's false \$1,180,152.67 proof of claim (Docket No. 61-2), Zannikos again lied to the court:

14. Subsequently, Delaney engaged counsel to demand \$450,000 directly from the Corporate Client [Toyota]. (*See* Ex. E; *see also* *HC2 Inc. v. Andrew Delaney*, 20-cv-03178-LJL, Dkt. No. 1, annexed to Amended Proof of Claim, Ex. 2 ("S.D.N.Y Compl.")). The letter, though dated April 7, 2020, was emailed directly to the Corporate Client [Toyota] on April 13, 2020. In it, Delaney's lawyer threatened to commence legal action and publicly disclose such confidential and privileged information about the Corporate Client [Toyota] that Delaney had obtained during the Project if Delaney's demand was not met by the next day. (S.D.N.Y Compl. ¶ 6). The Corporate Client [Toyota] did not pay Delaney's \$450,000 demand. (*Id.* ¶ 7). Instead, on April 14, 2020 the Law Firm Customer [Wilmer Hale] sent an email to Delaney's counsel warning him not to contact the Corporate Client [Toyota] again and objecting to Delaney's threat to disclose the Corporate Client's [Toyota] privileged and confidential information. (*Id.*).

24. Delaney's objection to HC2's proof of claim should be overruled.

Mazer-Marino ECF No. 61-2. Zannikos once again lied about the contents of the Toyota demand letter and ignored Judge Liman's May 27, 2020 ruling this time in support of HC2's fraudulent proof of claim.

31. On June 16, 2021, in support of their fraudulent proof of claim, the defendants produced billing records which showed the defendants providing false information to the trustee and drafting his filings in the bankruptcy case:

03/16/21 DAG ... e-mail message to G. Messer with introduction, discuss undisclosed information;

03/ 17 /21 ALL Continued preparation of the Opposition to Debtor's Motion to Dismiss ... my t/c/w G. Messer; telephone conference with G. Messer re: introduction, pending lawsuits, status of bankruptcy case, next steps

03/18/2 DAG.... receive and review G. Messer's opposition to motion to dismiss, motion for extension of time to object to discharge; e-mail message to trustee's attorneys re: error in their affidavit of service.

Mazer-Marino ECF No.61.

32. On June 24, 2021, in connection with the HC2's bogus adversary case, Delaney filed discovery requests to HC2 and deposition notices for Joan Davison ("Davison"), Zannikos, and Brian Hartstein ("Hartstein") including regarding the jurisdictional fraud in the Southern District.

33. But the defendants' three witnesses refused to appear for depositions because they knew that they had lied to the courts.

34. On July 12, 2021, a panicked Goldstein filed the *emergency* "Letter Requesting Conference Pursuant to E.D.N.Y. LBR 7007-1 Filed by Douglas A Goldstein on behalf of HC2, Inc." seeking an urgent hearing to quash the depositions of Davison, Zannikos, and Hartstein and/or to limit the question so that Delaney could not ask about the Southern District jurisdictional fraud. Mazer-Marino ECF No. 72.

35. On July 13, 2021, Delaney opposed the Goldstein letter. Mazer-Marino ECF No.73.

36. On July 15, 2021, Judge Mazer-Marino denied Goldstein's attempt to stop or limit the depositions and ordered the three HC2 witnesses to appear for the depositions noticed by Delaney.

37. On July 19, 2021, four days later, HC2 suddenly filed a motion to withdraw its proof of claim. *See* Exhibit E hereto (Mazer-Marino ECF Nos. 75-76). In its motion, HC2 wrote: "1. By its Motion to Withdraw, HC2 seeks the withdrawal of its proof of claim, filed as Claim 2.... 9. After the June 24, 2021 hearing, Delaney propounded written discovery requests on HC2 and requested the depositions of certain HC2 personnel.... 11. After the July 15, 2021 conference, HC2 determined that it no longer wishes to prosecute Claim 2 or the Cross-Motion,

or defend against the Objection, or otherwise seek allowance of a pre-petition claim against Delaney or the bankruptcy estate.... 22.... *HC2 does not intend to use the withdrawal of Claim 2 for any improper or tactical purpose, such as, for example, the pursuit of Claim 2 in another forum, and HC2 does not seek to escape this Court's jurisdiction over it. As a result, HC2's request for the withdrawal of Claim 2 does not involve any 'vexatiousness' on HC2's part.... fn. 2 In several filings made with this Court, Delaney has argued that HC2 is not a creditor. If this Court grants the Motion to Withdraw, Delaney no longer will need to argue that HC2 is not a creditor."* Mazer-Marino ECF No. 76.

38. In reliance on HC2's stipulations and representations to the bankruptcy court, Delaney entered a "Letter of Consent and No Objection to Motions Documents Nos. 76 and 77." Mazer-Marino ECF No. 78. However, after they got what they wanted, it soon became clear that the defendants had lied to the court about their "intentions" when HC2 and Goldstein continued to appear and to oppose Delaney in the bankruptcy case.

39. On August 1, 2021, Judge Mazer-Marino ordered "1. Claim 2 of HC2 is hereby withdrawn, with prejudice to HC2s right to file another proof of claim in this bankruptcy case. 2. Discovery concerning Claim 2 and concerning the objection filed by the Debtor against Claim 2 in this case is hereby terminated." Mazer-Marino ECF No. 83.

40. On August 2, 2021, the defendants withdrew the HC2 proof of claim and corrected the claims register for Delaney's case: "Description: (2-1) Per Order Dated 8/1/2021, Claim 2 of HC2 is hereby withdrawn, with prejudice to HC2s right to file another proof of claim in this bankruptcy case."

41. On November 24, 2021, Delaney filed a motion to voluntarily dismiss the bankruptcy case. Mazer-Marino ECF No. 121.

42. On December 6, 2021, despite withdrawing from the case with prejudice, the defendants continued to have HC2 file the “Objection and Joinder Filed by Douglas A Goldstein on behalf of HC2, Inc. (RE: related document(s)121 Motion to Dismiss Case filed by Debtor Andrew John Delaney.” Mazer-Marino ECF No. 125.

43. On December 14, 2021, Goldstein appeared at the hearing and successfully opposed Delaney’s motion. He told Judge Mazer-Marino: “MR. GOLDSTEIN: Thank you, Your Honor. This is Douglas Goldstein. HC2 does not change its position on the motion either. Thank you.” Delaney said to the court: “So my -- in addition to which, Mr. Herbst repeated the false statement from hired counsel (sic) for HC2 that I had appealed to the Second Circuit a judgment for extorting my final -- my former employer which was HC2. Now that was a flat out falsehood. I had appealed the denial of my counterclaims, which were just settled by the Court's order 23 in September.”

44. On January 26, 2022, the amendments to N.Y. Labor Law § 740 took effect. These have been ruled to be not retroactive, so that the claims in this action are by definition post-petition.

45. Starting in March 2022 to the present, Delaney engaged in the protected activity of complaining to the government about HC2’s failing to furnish him with a copy of the Summary Plan Description in violation of the Employee Retirement Income Security Act of 1974 (“ERISA”) and the labor laws and ignored his letters to the company about when he would receive a payment of \$2,000 or other amount to which the Social Security Administration informed him he was entitled.

46. On July 21, 2022, in retaliation for the plaintiff’s complaints, the defendants had Goldstein appear again, despite HC2’s exiting the bankruptcy case with prejudice, to attend and

speak at the bankruptcy hearing in order to successfully oppose Delaney's voluntary dismissal of the bankruptcy case.

47. On April 12, 2023, also in retaliation, in a Florida defamation case brought by Delaney's former lawyer Christopher T. Beres, Esq. in which Zannikos is one of the defendants, Toyota's law firm Wilmer, Cutler, Pickering, Hale and Dorr LLP ("Wilmer Hale"), which is acting in concert with the defendants pursuant to a three-way joint litigation agreement, continued to accuse Delaney of extortion: "The statement asserted in Paragraph 24 of the Complaint - that 'plaintiff's John Doe client . . . 'is appealing a judgment entered against him for extorting his prior employer'- does not reference Plaintiff. (Compl. ¶ 24). It concerns Delaney, and describes an action Delaney was taking - appealing a judgment. The average person reading this statement would not conclude that it implicated Plaintiff." *Beres v. Toyota Motor Corporation et al*, Case No. 502023CA001936XXXXMB (Fla. 15th Cir. Ct. March 3, 2023) Doc. #25. Thus, three years after Judge Liman's decision, the defendants' unnamed co-conspirator Toyota law firm Wilmer Hale is still claiming that Delaney was appealing a judgment entered against him by Judge Liman for extortion.

48. On May 3, 2023, in the same case, in further retaliation, the defendants' former law firm Kasowitz, also an unnamed co-conspirator in this case, continued to accuse Delaney of extortion: "Plaintiff places much emphasis in his Complaint on the use of the term 'extort' as the core of his falsity assertions with respect to the alleged defamatory statements. How the term 'extort' is used could easily be a matter of opinion...." Scott Doc. #48.

FIRST CLAIM FOR RELIEF
(Violations of N.Y. Jud. Law § 487)

49. Delaney realleges and incorporates herein by reference each and every foregoing paragraph of this complaint as if fully set forth herein.

50. N.Y. Jud. Law § 487 provides, in pertinent part, as follows: “An attorney or counselor who.... [i]s guilty of any deceit or collusion, or consents to any deceit or collusion, with intent to deceive the court or any party ... [i]s guilty of a misdemeanor, and in addition to punishment prescribed thereby by the penal law, he forfeits to the injured party treble damages, to be recovered in a civil action.”

51. As set forth above, the defendants engaged in an intentional pattern of collusion, wrongdoing, and deceit with the intent to deceive both Delaney and multiple New York state and federal courts, including the New York County Supreme Court, the United States Bankruptcy Court for the Eastern District of New York, the United States District Court for the Southern District of New York, and the United States Court of Appeals for the Second Circuit.

52. This claim is against Zannikos and Nacchio and their employers for their egregious, recurring, concerted, and systematic fraud and deceit and collusion aimed at misleading Messer, Lamonica, and Herbst¹⁴ and the New York federal and state courts.

53. Zannikos and Nacchio repeatedly lied, misquoted the law, authority, and judgments, and committed perjury in the courts.

54. Specifically, from 2021-2024, Zannikos and Nacchio ignored Judge Liman’s clear order read out in open court on May 27, 2020 that the there was no extortion, lied about the contents of Delaney’s April 7, 2020 demand letter to Akio Toyoda, chairman of Toyota Motor Corporation, filed a false and fraudulent proof of claim in Delaney’s chapter 7 case, lied to Delaney’s chapter 7 trustee and the trustee’s lawyers that Judge Liman had issued a judgment against Delaney for extortion, and instructed Goldstein to continue to appear at hearings in

¹⁴ Messer, Lamonica, and Herbst have never denied Delaney’s claim that the defendants’ statements and information to them were lies.

Delaney's bankruptcy case even after HC2 had been ordered to withdraw from the case with prejudice on August 1, 2021.

55. There is no civil extortion under New York law. *Extortion is a crime in New York*. Thus, Zannikos and Nacchio also lied about the laws of New York State to multiple courts and to the trustee, a representative of the DOJ. Also, to accuse a lawyer of extortion would cause him irreparable damage, as Zannikos and Nacchio well knew when they did so repeatedly.

56. The attorney defendants conspired with each other and with HC2, Toyota, and several non-parties in the commission of those frauds. In the process, they violated not only common law anti-fraud prohibitions but also Judiciary Law § 487 (which provides statutory damages to redress fraud or collusion by attorneys) and knowingly and fraudulently presented a false claim for proof against the estate of a debtor in violation of 18 U.S.C. § 152(4).

57. As a result of these violations of Judiciary Law §487, Delaney has been damaged in his business and property.

58. Zannikos and Nacchio engaged in this conduct and made these statements in their capacities as attorneys for HC2 and as the agents of Toyota. HC2 and Toyota are liable for Zannikos' and Nacchio's violations of Judiciary Law §487 under the law of agency, and the doctrine of respondeat superior.

59. By reason of the foregoing defendants violated Judiciary Law § 487.

60. The plaintiff is entitled to an award of treble damages of the counsel fees he incurred.

SECOND CLAIM FOR RELIEF
(Civil Conspiracy to Violate N.Y. Jud. Law § 487)

61. Delaney realleges and incorporates herein by reference each and every foregoing paragraph of this complaint as if fully set forth herein.

62. As set forth herein, the defendants conspired with each other and with other non-parties to violate Judiciary Law §487 by engaging in an intentional pattern of collusion, perjury, and wrongdoing with the intent to deceive Judge Liman, Judge Mazer-Marino, Judge Alexander M. Tisch, Judge Richard G. Latin, Judge Reid P. Scott II (Florida), the New York Appellate Division First Judicial Department, the New York Court of Appeals, and the Judges of the United States Court of Appeals for the Second Circuit..

63. As a result of the defendants' conspiracy to violate Judiciary Law § 487, Delaney has been damaged in his business and property.

64. HC2 and Toyota are liable for Zannikos' and Nacchio's roles in this conspiracy under the law of agency, and the doctrine of respondeat superior.

THIRD CLAIM FOR RELIEF
(Negligent Infliction of Emotional Distress)

65. Delaney realleges and incorporates herein by reference each and every foregoing paragraph of this complaint as if fully set forth herein.

66. Under the New York Bar Civility Standards, Zannikos and Nacchio owed Delaney a duty of care "to not mislead" (IX) and also had ethical duties to Delaney as a self-represented party pursuant to DR 7-104(A)(2). *See also* DR 1-102(A)(4) (forbidding "conduct involving dishonesty, fraud, deceit, or misrepresentation"); DR 7-102(A)(5) (forbidding a lawyer from "[k]nowingly mak[ing] a false statement of law or fact" in representing a client).

67. The defendants repeatedly lied to the courts and falsely accused Delaney of extortion, even after a federal judge determined otherwise, and fraudulently interfered in his bankruptcy case, filed a false and fraudulent proof of claim, and prevented Delaney from voluntarily dismissing his bankruptcy case even after they had withdrawn from the case with prejudice.

68. Zannikos and Nacchio flagrantly breached their duty to Delaney especially as a self-represented party.

69. The defendants' breach of their professional duties was at least negligent and was the direct cause of Delaney's injuries.

70. The defendants' conduct caused Delaney severe emotional distress and mental trauma.

71. From 2021-2024, Delaney has suffered severe emotional distress and disability.

72. As a direct and proximate result of the defendants' conduct, the plaintiff suffered humiliation, severe emotional distress, and mental and physical pain and anguish, amounting to damages to be proved at trial.

73. The plaintiff is entitled to an award of damages including counseling, lost wages, loss of enjoyment of life activities, embarrassment, and loss of reputation.

74. HC2 and Toyota are liable to the plaintiff under the doctrine of respondeat superior.

FOURTH CLAIM FOR RELIEF
(Breach of Contract and Stipulation)

75. Delaney realleges and incorporates herein by reference each and every foregoing paragraph of this complaint as if fully set forth herein.

76. After Judge Mazer-Marino's denial of HC2's emergency motion to quash or limit Delaney's depositions of HC2's management, the defendants had Goldstein e-mail Delaney to reach an agreement with him not oppose their motion to withdraw their proof of claim in exchange for their exiting the case with prejudice. Delaney agreed and issued a letter to the court of consent and no objection to HC2's withdrawal with prejudice.

77. But after the hearing at which Delaney appeared and consented at which Judge Mazer-Marino signed the order, and after falsely representing to the bankruptcy court and to Delaney that it had no ulterior motive, on December 6, 2021 and December 14, 2021, Goldstein continued to appear in the case and successfully opposed Delaney's voluntary dismissal of the bankruptcy case. Delaney had a right to voluntarily dismiss the case pursuant to 11 U.S.C. 707(a).¹⁵

78. On July 21, 2022, in specific retaliation for Delaney's complaint to the government about HC2's violations of ERISA and other laws, Goldstein appeared at a hearing and opposed Delaney's motions.

79. The defendants violated the settlement agreement between the parties and also the August 1, 2021 order for it to exit the bankruptcy case with prejudice. The defendants also lied repeatedly in HC2's motion in support of the withdrawal of their proof of claim with prejudice.

80. The defendants were working in concert and are liable to the plaintiff for damages.

FIFTH CLAIM FOR RELIEF
(Violation of N.Y. Labor Law § 740)

81. Delaney realleges and incorporates herein by reference each and every foregoing paragraph of this complaint as if fully set forth herein.

82. On January 26, 2022, the amended N.Y. Labor Law § 740 took effect and included "former employees" in the definition of employees.¹⁶

¹⁵ See Shane P. Walsh, *Can a Consumer Debtor Voluntarily Dismiss Own Chapter 7 Case?*, 8 St. John's Bankr. Research Libr. No. 26 (2016) at 1 ("A chapter 7 consumer debtor has the right to voluntarily dismiss his own chapter 7 case, however, that right is not absolute."). https://scholarship.law.stjohns.edu/cgi/viewcontent.cgi?article=1152&context=bankruptcy_research_library

¹⁶ Brian S. Cousin, *Game-Changing Expansion of New York Whistleblower Protection: Will Your Company Be Ready When This Whistle Blows?*, N.Y.L.J., Feb. 4, 2022.

83. Delaney is bringing this claim against the defendants HC2 and Toyota as their *former employee* for their retaliatory actions against him after January 26, 2022.

84. Delaney is a former employee of HC2 and Toyota and is therefore a member of a protected class under N.Y. Labor Law § 740.

85. The new law clearly includes “former employees” and “natural persons employed as independent contractors.” § 740(1)(a)

86. Starting in March 2022, Delaney engaged in the protected activity of complaining to the government about HC2’s violation of the law regarding its pension and stock ownership plans by failing to furnish him with a copy of the Summary Plan Description in violation of the Employee Retirement Income Security Act of 1974 (“ERISA”) and the labor laws.

87. The plaintiff is a former employee who reasonably believed that HC2’s and Toyota’s failure to comply with the laws, rules, and/or regulations of ERISA presented a substantial and specific danger to the public health and safety.

88. The defendants’ violations of the law are a danger to the public health and safety for older Americans¹⁷ such as Delaney, who depend on employer plans and need to know their rights and contents.

89. HC2 and Toyota retaliated against Delaney by repeatedly refusing to send him a copy of the Summary Plan Description.

<https://www.foxrothschild.com/publications/game-changing-expansion-of-new-york-whistleblower-protection-will-your-company-be-ready-when-this-whistle-blows>

¹⁷ The Cambridge Dictionary defines “senior” as “an older person, usually over the age of 60 or 65, esp. one who is no longer employed.”

90. On July 21, 2022, HC2 and Toyota further retaliated against Delaney for engaging in a protected activity by having Goldstein interfere in and appear at a hearing to successfully oppose Delaney's voluntary dismissal of his bankruptcy case.

91. On April 12, 2023, HC2 and Toyota further retaliated against Delaney by having or conspiring with Wilmer Hale to continue to falsely accuse Delaney of extortion.

92. On May 3, 2023, HC2 and Toyota further retaliated against Delaney by having or conspiring with Kasowitz to falsely accuse Delaney of extortion and to write: "How the term 'extort' is used could easily be a matter of opinion."

93. The defendants' acts of trying to prevent Delaney from voluntarily dismissing his bankruptcy case and their false and repeated accusations against him of "extortion" and having a "judgment against him for extortion" were actions that would adversely impact a former employee's current or future employment, especially as a lawyer. § 740(1)(e).

94. At the instructions of the government, the plaintiff notified his employers of their violations but they refused to respond or comply.

95. The plaintiff provided HC2 and Toyota a reasonable opportunity to correct the practice.

96. HC2's and Toyota's acts referenced in paragraphs 89-92 above, false accusations against him of extortion and appealing a judgment against him for extortion, and refusal to comply with his rights under ERISA and the labor laws were adverse employment actions and also actions that impacted a former employee's current or future employment.

97. Since HC2's and Toyota's retaliatory acts commenced on July 21, 2022, the plaintiff has been unemployed and unable to find work.

98. The defendants are liable to injunctive relief, compensation for lost wages and benefits, money damages in the form of front pay in lieu of reinstatement, civil penalties not to exceed \$10,000, and since the employers' actions were willful, malicious, or wanton, uncapped punitive damages, and reasonable costs and attorneys' fees associated with bringing this action.

PRAYER FOR RELIEF

WHEREFORE, the plaintiff demands a judgment against the defendants in an amount to be proven at trial, costs and disbursements, together with any other relief the Court finds to be just and proper.

JURY DEMAND

The plaintiff demands a trial by jury of all issues triable by jury in this action

Dated: June 4, 2024

/s/Andrew Delaney
Andrew Delaney
Plaintiff
Sen. Gil Puyat Avenue
Makati Central Post Office 1057
Brgy. San Antonio
Makati 1250
Republic of the Philippines
63-94-2677-8826
srview1@gmail.com

Creditor: (9948151) HC2, Inc. c/o Spector & Ehrenworth, P.C. 30 Columbia Turnpike, Suite 202 Florham Park, NJ 07932	Claim No: 2 Original Filed Date: 04/06/2021 Original Entered Date: 04/06/2021	Status: Filed by: AT Entered by: Douglas A Goldstein Modified: 08/02/2021
Amount claimed: \$1180152.67		
History: Details 2-1 04/06/2021 Claim #2 filed by HC2, Inc., Amount claimed: \$1180152.67 (Goldstein, Douglas)		
Description: (2-1) Per Order Dated 8/1/2021, Claim 2 of HC2 is hereby withdrawn, with prejudice to HC2s right to file another proof of claim in this bankruptcy case		
Remarks:		

EXHIBIT I

KASOWITZ BENSON TORRES LLP

1633 BROADWAY
NEW YORK, NEW YORK 10019-6799
212-506-1700
FACSIMILE: 212-506-1800

FED. ID. 13-3720397

HC2, Inc. d/b/a Hire Counsel
Joan Davison
225 West Washington Street
Chicago, IL 60606

INVOICE NO.: 2003905

July 14, 2020

RE: Hire Counsel v. Delaney

FOR PROFESSIONAL SERVICES rendered
through the month of April 2020
as reflected on the attached printout.

Fees	\$413,647.00
Less 10% Discount	(41,364.70)
Total Fees	\$372,282.30
Disbursements	2,981.12
TOTAL AMOUNT DUE	\$375,263.42

5401
12302201

KASOWITZ BENSON TORRES LLP
1633 BROADWAY
NEW YORK, NY 10019-6799

Federal I.D. # 13-3720397

APRIL 30, 2020

12302201
HC2, Inc. d/b/a Hire Counsel
Hire Counsel v. Delaney

DATE	ATTORNEY OR ASSISTANT	HOURS
04/13/20	MARC E. KASOWITZ Work re Delaney employment matter; t/c JD; t/cs PB, RR.	1.00
04/13/20	RONALD R. ROSSI Preliminary review of Delaney matter materials; t/c w PB; t/c [REDACTED]; [REDACTED] [REDACTED].	1.20
04/13/20	PAUL BURGO T/c w/ [REDACTED] [REDACTED]; t/c w/ M. Kasowitz; t/cs w/ R. Rossi [REDACTED].	2.10
04/13/20	ANDREW MUIR Review materials from P. Burgo and R. Rossi; call with R. Rossi re [REDACTED] [REDACTED].	5.00
04/14/20	MARC E. KASOWITZ Work re strategy.	.30
04/14/20	RONALD R. ROSSI Attention to draft pleadings; numerous teleconferences w/ [REDACTED] [REDACTED], case status and strategy; review and direct legal research and drafting of supporting papers.	6.90
04/14/20	GAVIN D. SCHRYVER T/c with PB and BR re [REDACTED]; review [REDACTED] [REDACTED]; email BR re strategy.	2.30

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 2

04/14/20	PAUL BURGO Corr. w/ [REDACTED]; t/c w/ B. Rutcofsky and G. Schryver re [REDACTED].	.50
04/14/20	KALITAMARA L. MOODY Conference call with RRR re pleadings; conference call with RRR and A. Muir re [REDACTED]; draft and revise pleadings per RRR; research re [REDACTED] per RR; review [REDACTED] per RRR.	6.10
04/14/20	ANDREW MUIR Call with R. Rossi re [REDACTED]; continue researching [REDACTED]; begin drafting pleadings.	10.60
04/14/20	GINO C. BARBERA Review [REDACTED] with R. Rossi.	.50
04/15/20	RONALD R. ROSSI Attention to draft pleadings; numerous teleconferences w/ AM, KM to discuss [REDACTED]; review and direct legal research and drafting of pleadings.	5.70
04/15/20	GAVIN D. SCHRYVER T/c with BR re [REDACTED]; t/c [REDACTED] re [REDACTED]; t/c with [REDACTED]; t/c with RR and BR re [REDACTED]; t/cs and emails with JB re [REDACTED].	2.80
04/15/20	PAUL BURGO T/c w/ [REDACTED]; review [REDACTED].	.80
04/15/20	KALITAMARA L. MOODY Draft and revise [REDACTED]; research re [REDACTED] per RRR; conference call with RRR, AM, MS and ML re [REDACTED]; review and analyze pleadings per AM.	10.10
04/15/20	ANDREW MUIR Continue to draft pleadings; call with litigation team re strategy and legal claims for pleadings; conduct research re [REDACTED] and coordinate additional research and drafting by team members.	13.70

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 3

04/15/20	MAXWELL SANDGRUND	6.60
	Hire Counsel/Delaney: draft and review of [REDACTED] [REDACTED] with R. Rossi, A. Muir and K. Moody regarding [REDACTED]; participated in telephone conference with A. Muir and K. Moody regarding [REDACTED]; review of documents and emails for [REDACTED]; draft of email memorandum regarding [REDACTED] [REDACTED]; conducted and reviewed legal research regarding [REDACTED] [REDACTED].	
04/15/20	JACOB BENSON	7.20
	Discuss matter with G. Schryver; review [REDACTED]; research issues/caselaw re [REDACTED] [REDACTED]; correspond re [REDACTED] with G. Schryver; e-mail memo re [REDACTED] to G. Schryver.	
04/16/20	DANIEL R. BENSON	6.50
	Work re pleadings re [REDACTED].	
04/16/20	MARC E. KASOWITZ	.50
	Work re pleadings, strategy.	
04/16/20	RONALD R. ROSSI	5.80
	Review and revise pleadings; numerous discussions with MEK, DB, AM and KM to discuss [REDACTED]; review and direct legal research and drafting pleadings.	
04/16/20	GAVIN D. SCHRYVER	1.30
	T/c with BR re [REDACTED]; emails with JB re [REDACTED].	
04/16/20	KALITAMARA L. MOODY	11.20
	Draft and revise pleadings; draft and revise filing documents per RRR; draft and revise pleadings; additional research re [REDACTED].	
04/16/20	ANDREW MUIR	14.40
	Review comments and revisions to pleadings from D. Benson and attention to incorporating same; review papers to be filed; calls with K. Mooney re [REDACTED] [REDACTED]; continue to draft pleadings.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 4

04/16/20	MAXWELL SANDGRUND	11.10
	Review of court rules; reviewed legal research regarding [REDACTED]; draft of proposed order; draft of declaration of R. Rossi; draft and review of email correspondence with [REDACTED] regarding filings; participated in telephone conference with [REDACTED]; review and revise pleadings in preparation for filing.	
04/16/20	JACOB BENSON	6.70
	Research on [REDACTED]; research on [REDACTED]; research on [REDACTED]; emails and memo to G. Schryver and B. Rutcofsky re all of the above.	
04/16/20	GINO C. BARBERA	.40
	Review rules and procedure with K. Moody.	
04/17/20	DANIEL R. BENSON	4.70
	Work re pleadings; tc's, emails RR re same.	
04/17/20	MARC E. KASOWITZ	.50
	Work re [REDACTED].	
04/17/20	RONALD R. ROSSI	7.70
	Attention to pleadings; numerous teleconferences w/ [REDACTED]; review and direct legal research and drafting of supporting papers; t/c w [REDACTED]; discuss same with MEK; t/c with AS-G re motion.	
04/17/20	GAVIN D. SCHRYVER	4.50
	T/c with BR re [REDACTED]; t/c with BR and client team re [REDACTED]; review complaint; revise [REDACTED]; review [REDACTED].	
04/17/20	ANN M. ST. PETER-GRIFFITH	7.00
	Conference with R. Rossi; review [REDACTED]; reach out to [REDACTED]; begin working on and researching Motion; draft demand letters.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 5

04/17/20	KALITAMARA L. MOODY Draft and revise pleadings per RRR; conference call with RRR and AM; conference call with ASPG, RRR, and AM; review and analyze [REDACTED] per RRR; draft and revise pleadings per RRR.	8.90
04/17/20	ANDREW MUIR Revise pleadings, review and analyze [REDACTED]; attention to pleadings.	12.40
04/17/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED]; participated in telephone conference with [REDACTED]; draft of [REDACTED]; review and revise of pleadings in preparation of filing; review of emails in preparation of timeline; review and revise timeline of communications; review of Delaney complaint.	8.40
04/17/20	JACOB BENSON Per G. Schryver request, further case law research on [REDACTED]; review docket and potentially relevant from [REDACTED].	4.30
04/17/20	GINO C. BARBERA Review procedural rules and requirements with K. Moody and M. Lawrence.	2.00
04/18/20	DANIEL R. BENSON Work re pleadings.	7.60
04/18/20	MARC E. KASOWITZ Review [REDACTED], draft NY complaint, [REDACTED]; conf. calls w/[REDACTED]; conf. call w/[REDACTED]; work re status and strategy.	1.70
04/18/20	RONALD R. ROSSI Attention to draft pleadings, [REDACTED]; numerous discussions w/[REDACTED]; [REDACTED]; MEK and DB, and AM, KM to discuss case status and strategy.	9.50

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 6

04/18/20	ANN M. ST. PETER-GRIFFITH	11.20
	Continue drafting demand letters; research and draft Motion to [REDACTED]; conference call with client, R. Rossi, and M. Kasowitz; call with [REDACTED], R. Rossi and [REDACTED]; conduct research relating to the [REDACTED] concerning [REDACTED] procedures.	
04/18/20	KALITAMARA L. MOODY	9.20
	Research re [REDACTED]; draft and revise pleadings per RRR; conference call re filings with AM and RRR; research re [REDACTED] per AMt; research re [REDACTED] per ASPG.	
04/18/20	ANDREW MUIR	13.50
	Revise draft [REDACTED]; call with R. Rossi and revise draft pleadings.	
04/18/20	MAXWELL SANDGRUND	10.50
	Draft and review of email correspondence with [REDACTED]; participated in telephone conference with [REDACTED]; review of record in preparation of pleadings; further review and revise of pleadings; conducted and reviewed legal research regarding [REDACTED]; conducted and reviewed legal research regarding [REDACTED].	
04/19/20	DANIEL R. BENSON	5.80
	Work re pleadings.	
04/19/20	MARC E. KASOWITZ	2.20
	Prepare for and participate in conf. call w/[REDACTED]; conf. call w/[REDACTED]; review draft pleadings; internal t/cs.	
04/19/20	RONALD R. ROSSI	7.50
	Attention to draft pleadings; numerous teleconferences w/[REDACTED] MEK, and AM, KM to discuss [REDACTED]; review and direct legal research and drafting of supporting papers.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 7

04/19/20	GAVIN D. SCHRYVER Review caselaw re [REDACTED] [REDACTED]; email JB re same; revise [REDACTED] [REDACTED].	.30
04/19/20	ANN M. ST. PETER-GRIFFITH Continue drafting and editing demand letter to Delaney from HC2; attend conference call with [REDACTED], R. Rossi, M. Kasowitz, D. Benson; review draft pleadings; attend to email with counsel for [REDACTED]; research re [REDACTED] [REDACTED].	9.30
04/19/20	KALITAMARA L. MOODY Draft and revise pleadings per RRR; draft and revise client affidavit per RRR; research re [REDACTED] per RRR; review and analyze draft complaint per RRR.	6.40
04/19/20	ANDREW MUIR Call with R. Rossi and K.Moody; revise proposed order; review and revise draft pleadings in order to file.	8.60
04/19/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; participated in telephone conference with [REDACTED] [REDACTED] regarding [REDACTED]; review and revise pleadings; conducted and reviewed legal research regarding causes of action; conducted and reviewed legal research.	7.20
04/20/20	DANIEL R. BENSON Work re pleadings.	3.50
04/20/20	MARC E. KASOWITZ Review motion papers; review demand letter to Delaney; t/cs DRB.	1.50
04/20/20	RONALD R. ROSSI Attention to draft pleadings; numerous teleconferences w/ [REDACTED]; MEK, and AM, KM to discuss case status and strategy; review and direct legal research and drafting of supporting papers.	7.10

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 8

04/20/20	ANN M. ST. PETER-GRIFFITH	3.50
	Attend to finalizing demand letter; communication with [REDACTED]; attend to email with R. Rossi, MEK and team; review [REDACTED] [REDACTED]; review latest version of pleadings; attend to [REDACTED] email; attend to email with [REDACTED]; review [REDACTED] and [REDACTED] filing; conference with R. Rossi; review [REDACTED] filings.	
04/20/20	KALITAMARA L. MOODY	9.80
	Draft and revise pleadings per RRR; additional research re [REDACTED]; conference call with AM.	
04/20/20	ANDREW MUIR	6.50
	Revise draft pleadings for filing.	
04/20/20	MAXWELL SANDGRUND	3.40
	Draft and review of [REDACTED] [REDACTED]; conducted and reviewed legal research regarding pleadings; draft of client affidavit; review of [REDACTED] to client affidavit.	
04/20/20	JACOB BENSON	4.20
	Further research on [REDACTED] [REDACTED] [REDACTED].	
04/20/20	GINO C. BARBERA	.50
	Review pleadings for K. Moody.	
04/21/20	DANIEL R. BENSON	2.70
	Work re pleadings, [REDACTED].	
04/21/20	MARC E. KASOWITZ	2.00
	Work re strategy and papers; work re [REDACTED] [REDACTED]; conf. call w/[REDACTED] [REDACTED].	
04/21/20	RONALD R. ROSSI	9.30
	Attention to pleadings; numerous teleconferences w/[REDACTED]; MEK, and AM, KM to discuss case status and strategy; review and direct legal research and drafting of supporting papers.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 9

04/21/20	GAVIN D. SCHRYVER Revise memo; t/c with BR re strategy; emails re updates; emails re [REDACTED]; emails with [REDACTED].	1.30
04/21/20	ANN M. ST. PETER-GRIFFITH Review [REDACTED]; attend conference call with [REDACTED] and R. Rossi; review [REDACTED] and draft/edit pleadings; conference with R. Rossi; research [REDACTED]; attend to team call; conform draft order; review [REDACTED]; attend to edits to Memorandum of Law.	9.90
04/21/20	KALITAMARA L. MOODY Draft and revise pleadings per RRR; research re [REDACTED]; draft, revise, and finalize pleadings for filing per RRR; conference call with RRR, ASPG, and AM re finalizing filings.	10.20
04/21/20	ANDREW MUIR Review revised pleadings containing [REDACTED], call with R. Rossi re same and draft and revise complaint and accompanying TRO documents for filing.	16.10
04/21/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED]; draft of [REDACTED]; telephone conference with [REDACTED] team regarding filings; conducted and reviewed legal research; review and revise other filings; conducted and reviewed legal research regarding verified complaint; prepare for filings.	8.80
04/21/20	GINO C. BARBERA Review procedure with K. Moody; conference with R. Rossi about ex parte TRO procedure in the SDNY.	1.20
04/22/20	MARC E. KASOWITZ Work re strategy; work re [REDACTED]; review emails; review [REDACTED]; work re issues.	1.20

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 10

04/22/20	RONALD R. ROSSI	3.50
	Review and finalize pleadings for filing; numerous teleconferences w/ [REDACTED] MEK and DB, and AM, KM to discuss case status and strategy.	
04/22/20	ANN M. ST. PETER-GRIFFITH	8.60
	Continue editing filings; conference call with KBT [REDACTED] re [REDACTED]; review [REDACTED]; attend to email with R. Rossi, the KBT Team and [REDACTED]; draft email to the Court; review court order; draft email to [REDACTED]; review of docket; conference with [REDACTED] attend to email re remittance of documents for service via process server; attend to FEDEX delivery.	
04/22/20	KALITAMARA L. MOODY	3.40
	Draft, revise, and finalize papers for filing per RRR; conference call with RRR, ASPG, and AM re finalizing filings.	
04/22/20	ANDREW MUIR	2.70
	Review revised pleadings containing [REDACTED] [REDACTED], call with R. Rossi re same and revise documents for filing.	
04/22/20	MAXWELL SANDGRUND	4.80
	Draft and review of email correspondence with [REDACTED] [REDACTED] regarding filings; review and revise filings; prepare documents to be filed; telephone conference with [REDACTED] regarding filings; review of court rules.	
04/22/20	JACOB BENSON	2.50
	Further research into [REDACTED].	
04/22/20	GINO C. BARBERA	1.00
	Conference with SDNY clerks about [REDACTED] [REDACTED].	
04/23/20	MARC E. KASOWITZ	.30
	Work re papers and service issues, [REDACTED].	
04/23/20	ANN M. ST. PETER-GRIFFITH	7.40
	Draft email to Delaney for R. Rossi re notice of court order; attend to address research and confirmation; attend to priority mail return receipt for Service copies at Delaney Addresses and travel to Post Office to facilitate U.S. Mail service; attend to Overnight Service via	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 11

FEDEX; conference with [REDACTED]
[REDACTED]; attend to conferences and email
with R. Rossi; attend to email with [REDACTED] KBT
team.

04/23/20	MAXWELL SANDGRUND Review complaint.	.60
04/23/20	GINO C. BARBERA Compile all commencement papers and motion papers for service for R. Rossi; contact process servers to arrange for service for R. Rossi.	1.20
04/24/20	MARC E. KASOWITZ Work re strategy, dealings w/court.	1.00
04/24/20	RONALD R. ROSSI Meet-and-confer with Delaney's counsel; attention to drafting of proposed stipulation; numerous discussions with [REDACTED] MEK and DB, AS-G, AM and KM re same.	4.40
04/24/20	ANN M. ST. PETER-GRIFFITH Prepare for and attend telephonic counsel for Delaney in conformity with Judge Liman's order; attend to email; prepare draft email for R. Rossi; prepare stipulation and order; calls with R. Rossi.	5.50
04/24/20	KALITAMARA L. MOODY Review relevant agreements for [REDACTED] [REDACTED] [REDACTED] per RRR; draft and revise [REDACTED] [REDACTED] per RRR.	2.30
04/24/20	GINO C. BARBERA Research [REDACTED] [REDACTED] [REDACTED] for A. St. Peter-Griffith and R. Rossi.	.50
04/25/20	ANN M. ST. PETER-GRIFFITH Conference strategizing with R. Rossi; attend to related email.	.60
04/26/20	MARC E. KASOWITZ Review drafts.	.50
04/26/20	RONALD R. ROSSI Draft and revise letter to court, discuss same wi [REDACTED] MEK and DB, AS-G, and AM.	2.40

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020 PAGE 12

04/26/20	ANN M. ST. PETER-GRIFFITH Update call with [REDACTED] KBT team; review draft letter to judge.	.80
04/26/20	KALITAMARA L. MOODY Conference call with ASPG, RRR, and AM; conference call with AM re [REDACTED]; draft and revise preservation notice per RRR; draft and revise insert for letter to Judge Lisman per RRR.	1.30
04/26/20	ANDREW MUIR Call with R. Rossi re [REDACTED] and draft insert for letter to judge.	3.90
04/27/20	MARC E. KASOWITZ Work re letter to Judge Liman, strategy.	.50
04/27/20	RONALD R. ROSSI T/c [REDACTED] re [REDACTED]; revise letter to court re same; additional efforts to meet-and-confer with Delaney; finalize and file letter seeking hearing.	3.10
04/27/20	ANN M. ST. PETER-GRIFFITH Conference with R. Rossi; review letter to Court; attend to email with R. Rossi and KBT team; review [REDACTED]; review email from [REDACTED].	1.80
04/27/20	KALITAMARA L. MOODY Research re procedures per RRR; draft and revise oral argument outline per ARJM; review and analyze motion per ARJM; draft and revise motion per ARJM; research re [REDACTED] [REDACTED] in preparation for filing per ARJM.	4.20
04/27/20	ANDREW MUIR Research grounds and procedures for filing; revise draft oral argument outline.	3.60
04/27/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED] regarding case and strategy; review of letter to court in preparation of filing; review of [REDACTED] [REDACTED] to court; review of court rules.	1.10
04/28/20	MARC E. KASOWITZ Work re strategy for hearing.	.50

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 13

04/28/20	RONALD R. ROSSI Prepare for hearing.	1.20
04/28/20	ANN M. ST. PETER-GRIFFITH Attend to email and review related email; review communication to Court; attend to email to [REDACTED]	.60
04/28/20	KALITAMARA L. MOODY Oral argument hearing prep per RRR; research re [REDACTED] per RRR; draft and revise motion per ARJM.	4.30
04/28/20	ANDREW MUIR Draft and revise oral argument outline and accompanying documents for use by R. Rossi at oral argument; draft and revise [REDACTED] [REDACTED].	7.00
04/28/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED] team regarding [REDACTED].	.10
04/29/20	RONALD R. ROSSI Prepare for and attend TRO hearing; debrief MEK, DB, [REDACTED] re same and next steps.	4.60
04/29/20	GAVIN D. SCHRYVER Review policies emails re same.	1.20
04/29/20	ANN M. ST. PETER-GRIFFITH Review Delaney opposition; attend to email with R. Rossi; review [REDACTED]; prepare for and attend hearing; draft proposed order; conferences with R. Rossi; draft strategy to do list.	4.70
04/29/20	KALITAMARA L. MOODY Review Delaney submission per RRR.	.10
04/29/20	ANDREW MUIR Analyze defendant's opposition and report to R. Rossi re communications from [REDACTED] [REDACTED].	2.00
04/29/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; review of defendant Delaney's written	2.40

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020

PAGE 14

opposition; review of emails from [REDACTED] in preparation of oral argument; review of case file; draft and review of email correspondence with S. Rattigan regarding case file organization.

04/30/20	RONALD R. ROSSI Attention to discovery schedule; review legal research re [REDACTED]; discussions with AM re same.	1.40
04/30/20	ANN M. ST. PETER-GRIFFITH Strategy conference with R. Rossi re [REDACTED] and next steps; attend to email from [REDACTED]; review [REDACTED].	1.40
04/30/20	KALITAMARA L. MOODY Draft and revise discovery plan per Judge Liman; research re Rule 26(f) per ARJM; draft and revise [REDACTED].	2.60
04/30/20	ANDREW MUIR Draft and revise [REDACTED] and discovery plan and draft action item report for R. Rossi.	4.10
04/30/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; review and revise preservation letter; review and revise case management plan; review and revise discovery strategy; conducted internet research regarding [REDACTED]; review of court order.	2.60

TOTAL HOURS

529.20

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2003905

Apr 30, 2020 PAGE 15

	HOURS	RATE	AMOUNT
PARTNER			
DANIEL R. BENSON	30.80	1,750.00	53,900.00
PAUL BURGO	3.40	1,075.00	3,655.00
MARC E. KASOWITZ	13.70	1,950.00	26,715.00
RONALD R. ROSSI	81.30	1,150.00	93,495.00
GAVIN D. SCHRYVER	13.70	950.00	13,015.00
ANN M. ST. PETER-GRIFFITH	72.30	705.00	50,971.50
ASSOCIATE			
JACOB BENSON	24.90	625.00	15,562.50
KALITAMARA L. MOODY	90.10	525.00	47,302.50
ANDREW MUIR	124.10	475.00	58,947.50
MAXWELL SANDGRUND	67.60	675.00	45,630.00
MANAGING ATTY			
GINO C. BARBERA	7.30	610.00	4,453.00
TOTAL FEES			\$413,647.00
PROFESSIONAL SERVICES			2,476.91
AUTOMATED RESEARCH			392.07
DOCUMENT REPRODUCTION			35.38
DOCUMENT DELIVERY			76.76
TOTAL COSTS			\$2,981.12
TOTAL FEES AND COSTS			\$416,628.12

KASOWITZ BENSON TORRES LLP

MARC E. KASOWITZ
DIRECT DIAL: 212-506-1710
DIRECT FAX: 212-835-5010
MKASOWITZ@KASOWITZ.COM

1633 BROADWAY
NEW YORK, NEW YORK 10019
(212) 506-1700
FAX: (212) 506-1800

ATLANTA
HOUSTON
LOS ANGELES
MIAMI
NEWARK
SAN FRANCISCO
SILICON VALLEY
WASHINGTON DC

August 11, 2020

Joan Davison
HC2, Inc. d/b/a Hire Counsel
225 West Washington Street
Chicago, IL 60606

Re: Hire Counsel v. Delaney

Dear Joan:

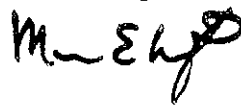
I hope you and your family are safe and well.

I enclose our invoice for professional services rendered and disbursements incurred through May 2020. Also enclosed is a detailed summary of services.

Please let me know if you have any questions.

Best.

Sincerely,



Marc E. Kasowitz

Enclosures

KASOWITZ BENSON TORRES LLP

1633 BROADWAY
NEW YORK, NEW YORK 10019-6799
212-506-1700
FACSIMILE: 212-506-1800

FED. ID. 13-3720397

HC2, Inc. d/b/a Hire Counsel
Joan Davison
225 West Washington Street
Chicago, IL 60606

INVOICE NO.: 2004998

August 11, 2020

RE: Hire Counsel v. Delaney

FOR PROFESSIONAL SERVICES rendered
through the month of May 2020
as reflected on the attached printout.

Fees	\$470,904.00
Less 10% Discount	(47,090.40)
Total Fees	\$423,813.60
Disbursements	11,645.49
Current Amount Due	\$435,459.09
Previous Balance	327,454.92
TOTAL AMOUNT DUE	\$762,914.01

5401
12302201

KASOWITZ BENSON TORRES LLP
1633 BROADWAY
NEW YORK, NY 10019-6799

Federal I.D. # 13-3720397

MAY 31, 2020

12302201
HC2, Inc. d/b/a Hire Counsel
Hire Counsel v. Delaney

DATE	ATTORNEY OR ASSISTANT	HOURS
05/01/20	RONALD R. ROSSI Attention to expedited discovery in Delaney employment matter, PI hearing issues and sealing issues. Numerous t/c w/ KBT team re same; review and edit written discovery and Court correspondence re same.	4.20
05/01/20	ANN M. ST. PETER-GRIFFITH Team conference call re employment matter; strategy for scheduling conference; review draft preservation demand letter; conference with A. Muir; review and revise proposed joint scheduling report and related order; review proposed standard protective order and NDA.	2.70
05/01/20	KALITAMARA L. MOODY Conference call with RRR, ASPG, ARJM, MS, and ML; conference call with ARJM and MS re discovery tasks; draft and revise discovery plan, protective order, and preservation notice in preparation for service per ARJM.	3.60
05/01/20	ANDREW MUIR Calls with R. Rossi and case team regarding next steps in Delaney employment matter and action items for discovery; draft and revise case management plan, stipulation regarding expedited discovery, and begin drafting proposed findings of fact.	9.70
05/01/20	MAXWELL SANDGRUND Draft and review of email correspondence with Hire Counsel team regarding case and strategy; review and revise preservation letter;	5.10

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 2

participated in multiple telephone conferences with [REDACTED] regarding [REDACTED]; review and revise case management order; review of Judge Liman's rules and proposed sample orders; draft of protective order.

05/02/20	ANN M. ST. PETER-GRIFFITH	.90
	Conference with A. Muir; attend to email with R. Rossi re: strategy for call with Delaney counsel and scheduling order; review draft email from [REDACTED] and attend to related conference.	
05/02/20	ANDREW MUIR	1.60
	Review discovery deadline proposal from opposing counsel and confer with A. St. Peters-Griffith, revise discovery plan and draft response to opposing counsel in furtherance of meet and confer requirement.	
05/02/20	ANDREW MUIR	2.70
	Draft meet and confer correspondence and call with A. St. Peters-Griffith re same; draft correspondence to [REDACTED] re [REDACTED]; update litigation team re action items.	
05/02/20	MAXWELL SANDGRUND	.30
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED].	
05/03/20	ANN M. ST. PETER-GRIFFITH	2.10
	Meet and confer conference with R. Rotman, Delaney's counsel re: report of conference of counsel, scheduling order for PI hearing and Delaney employment case, and protective order; conference with A. Muir; review revised report of conference of counsel; conference with B. Choi re: SDNY procedure for non-unilateral submission of conference of counsel; review drafts of proposed orders and conference of counsel.	
05/03/20	MAXWELL SANDGRUND	.90
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; review and revise document requests to [REDACTED].	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 3

05/04/20	RONALD R. ROSSI	4.30
	Attention to Delaney employment dispute, preliminary injunction briefing, expedited discovery and sealing issues; t/c with AS-G, AM and KM re same.	
05/04/20	ANN M. ST. PETER-GRIFFITH	5.60
	Conferences with A. Muir; conference call with A. Muir, R. Rossi and K. Moody; review and edit submission to Court for Plaintiff's proposed scheduling order; review Defendants proposal; attend parties' joint conference that Rotman did not attend; conference with [REDACTED]; evaluate next steps for discovery; review Judge's and Local Rules.	
05/04/20	KALITAMARA L. MOODY	2.40
	Conference call with ASPG, ARJM, and [REDACTED] [REDACTED] re document collection; research re SDNY filing protocols; review and analyze documents in preparation for filing per ARJM.	
05/04/20	ANDREW MUIR	6.20
	Finalize joint discovery plan, correspond with opposing counsel, attention to filing plan and draft response letter re meet and confer efforts.	
05/04/20	ANDREW MUIR	1.60
	Call with [REDACTED] re [REDACTED] [REDACTED] [REDACTED] with litigation team regarding action items and briefing.	
05/04/20	MAXWELL SANDGRUND	.40
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; review of proposed case management orders.	
05/04/20	SAMUEL RATTIGAN	.40
	Work updating case docket folder w/ recent filings re Proposed Scheduling Orders.	
05/05/20	RONALD R. ROSSI	4.70
	Attention to Delaney employment dispute, Preliminary Injunction briefing, expedited discovery and sealing issues; t/c with AS-G, AM and KM re same.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 4

05/05/20	ANN M. ST. PETER-GRIFFITH	2.10
	Review parties' submissions in advance of scheduling hearing; attend to email from [REDACTED]; attend to KBT team email.	
05/05/20	KALITAMARA L. MOODY	.80
	Conference call with ARJM, MS, and ML re action items.	
05/05/20	ANDREW MUIR	2.30
	Call with litigation team regarding [REDACTED] and [REDACTED] and research; draft report re meet and confer efforts for use by R. Rossi at hearing.	
05/05/20	MAXWELL SANDGRUND	2.40
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; telephone conference with [REDACTED] regarding [REDACTED]; conducted and reviewed federal rules of civil procedure in preparation of discovery requests; review of agreements and [REDACTED] in preparation of discovery requests.	
05/06/20	RONALD R. ROSSI	4.40
	Prepare for and attend telephonic hearing in Delaney employment dispute re PI schedule and Case Management Plan, provide work direction to trial team re PI hearing prep; numerous t/cs w AS-G re same; t/c w [REDACTED] re same; t/c w [REDACTED] re PI hearing issues.	
05/06/20	ANN M. ST. PETER-GRIFFITH	2.60
	Review proposed scheduling orders; prepare for and attend strategy conference call; prepare for and attend telephonic status hearing with Court.	
05/06/20	KALITAMARA L. MOODY	4.30
	Conference call re [REDACTED]; [REDACTED] document collection preparations per ARJM; conference call post-hearing with RRR, ASPG, ARJM, and MS; revise discovery requests per ARJM; draft and revise document collection requests per ARJM; conference calls with ARJM.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 5

05/06/20	ANDREW MUIR	6.90
	Prepare for, attend, and follow up re [REDACTED] [REDACTED]; review status of document collection from client and draft response; review and revise proposed offensive discovery.	
05/06/20	MAXWELL SANDGRUND	4.30
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED] [REDACTED]; telephone conference with [REDACTED] [REDACTED] regarding [REDACTED]; draft of all discovery requests; review of local rules in preparation of discovery requests; review of record in preparation of discovery request.	
05/07/20	RONALD R. ROSSI	2.30
	Prepare issue/evidence outline; discuss same w/ AS-G, provide work direction to AM re PI hearing; correspond w [REDACTED] re same.	
05/07/20	ANN M. ST. PETER-GRIFFITH	3.40
	Attend to email re: hearing on scheduling; review [REDACTED]; conference with R. Rossi; review and edit Requests for Production, Requests for Admission, and Interrogatories.	
05/07/20	KALITAMARA L. MOODY	1.70
	Draft and revise discovery requests per ARJM.	
05/07/20	ANDREW MUIR	6.00
	Complete drafting requests for production, interrogatories and requests for admission; attention to document collection. .	
05/07/20	MAXWELL SANDGRUND	3.10
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED] [REDACTED]; review and revise all discovery requests.	
05/07/20	SAMUEL RATTIGAN	.20
	Update case docket folder w/ recent Protective Order and Proposed Case Management Plan.	
05/08/20	RONALD R. ROSSI	4.80
	Attention to Delaney employment dispute re [REDACTED], expedited discovery and sealing issues; t/c with AS-G, AM and KM re same.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 6

05/08/20	ANN M. ST. PETER-GRIFFITH	2.50
	Attend to communications with [REDACTED] at [REDACTED]; review discovery drafts; review Delaney discovery and attend to related email.	
05/08/20	KALITAMARA L. MOODY	3.90
	Draft and revise review protocol per ARJM; draft and revise discovery requests per ARJM.	
05/08/20	ANDREW MUIR	3.80
	Revise and finalize discovery requests for exchange.	
05/08/20	MAXWELL SANDGRUND	4.20
	Draft and review of email correspondence with [REDACTED] regarding discovery requests; conducted and reviewed applicable rules regarding discovery requests; review of edits to discovery requests; review and revise all discovery requests.	
05/08/20	SAMUEL RATTIGAN	.30
	Review exhibits ISO Request for Admissions to confirm requests match.	
05/09/20	RONALD R. ROSSI	1.20
	Attention to Delany employment dispute re [REDACTED]; t/c with AS-G, AM and KM re same.	
05/09/20	ANN M. ST. PETER-GRIFFITH	1.40
	KBT Team conference call to review discovery.	
05/09/20	KALITAMARA L. MOODY	2.40
	Conference call with RRR, ASPG, and ARJM; call with ARJM; draft revise discovery responses.	
05/09/20	ANDREW MUIR	5.40
	Call with R. Rossi and team regarding [REDACTED] [REDACTED]; draft memorandum re [REDACTED] [REDACTED]; and begin drafting HC2's responses and objections to Delaney's RFAs.	
05/10/20	RONALD R. ROSSI	1.40
	Attention to Delany employment dispute re [REDACTED]; t/c w AS-G, AM and KM re same.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 7

05/10/20	KALITAMARA L. MOODY	5.90
	Research re [REDACTED] [REDACTED] per ARJM; conference call with [REDACTED] and ARJM re collection and production; conference call with ARJM; draft and revise R&Os to interrogatories per ARJM; review and analyze initial document collection per ARJM.	
05/10/20	ANDREW MUIR	7.90
	Call with [REDACTED] re [REDACTED] and [REDACTED] [REDACTED], report to R. Rossi re [REDACTED] from [REDACTED], and continue to draft RFA responses as well as responses to interrogatories.	
05/10/20	RICARDO P. MCLEAN	6.50
	Prepare electronic discovery documents for attorney review as requested by associate K. Moody.	
05/11/20	RONALD R. ROSSI	3.30
	Attention to Delany employment dispute re [REDACTED] [REDACTED]; t/c with AS-G, AM and KM re same.	
05/11/20	ANN M. ST. PETER-GRIFFITH	2.60
	Conference call with KBT Team re: [REDACTED] [REDACTED]; strategize for next filings; attend to communication with [REDACTED].	
05/11/20	KALITAMARA L. MOODY	6.10
	Review and analyze [REDACTED] in preparation for production per ARJM; conference call with ARJM re [REDACTED]; conference call with ARJM; review and analyze collections per ARJM.	
05/11/20	ANDREW MUIR	3.90
	Call with [REDACTED] re [REDACTED]; Confer with K. Moody re [REDACTED], review and production; calls with R.Rossi and A. St. Peters-Grifith re [REDACTED] [REDACTED]; draft responses to RFAs.	

HC2, Inc. d/b/a Hire Counsel May 31, 2020 PAGE 8
FILE NUMBER: 12302201
INVOICE NO.: 2004998

05/11/20	ANDREW MUIR	2.10
	Review and analyze documents collected by [REDACTED] for privilege, confidentiality and responsiveness in order to produce same in response to defendant's requests for production.	
05/11/20	MAXWELL SANDGRUND	.60
	Draft and review of email correspondence with [REDACTED] regarding strategy; review of [REDACTED] discovery demands.	
05/11/20	RICARDO P. MCLEAN	4.30
	Prepare electronic discovery documents for attorney review as requested by associate K. Moody.	
05/12/20	RONALD R. ROSSI	3.40
	Attention to Delany employment dispute re [REDACTED] [REDACTED]; t/c with AS-G, AM and KM re same.	
05/12/20	ANN M. ST. PETER-GRIFFITH	5.40
	Attend KBT team strategy call; review and revised RFA responses; review draft letter re: [REDACTED]; review and edit draft interrogatory answers.	
05/12/20	KALITAMARA L. MOODY	6.90
	Call with ML re document review; review and analyze documents in preparation for production per ARJM; review correspondence re service of complaint per ARJM.	
05/12/20	ANDREW MUIR	5.90
	Call with litigation team re document collection and review and strategy for disclosing documents and review by [REDACTED] [REDACTED]; revise responses and objections to Delaney's RFAs, .	
05/12/20	ANDREW MUIR	2.20
	Complete researching and drafting [REDACTED] responses and objections to Delaney's RFAs.	
05/12/20	MAXWELL SANDGRUND	1.80
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; telephone conference with A. Muir regarding [REDACTED]	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 9

[REDACTED]; review of client documents in preparation of [REDACTED] affidavit.

05/12/20 RICARDO P. MCLEAN 3.70
Attend to the preparation of electronic discovery documents for attorney review as requested by associate K. Moody.

05/13/20 RONALD R. ROSSI 4.20
Attention to Delaney employment dispute re [REDACTED]
[REDACTED]; t/c with AS-G, AM and KM re same.

05/13/20 ANN M. ST. PETER-GRIFFITH 4.80
Review draft responses to RFPs; attend to email with team re production and other discovery responses; review various drafts of discovery answers; review production plan; call with K. Moody; review Delaney production; attend conference call with KBT Team; review latest draft of letter to Court re: [REDACTED]
[REDACTED]; review answer and counterclaims.

05/13/20 KIRSTEN C. JACKSON 4.50
Review pleadings, [REDACTED]
[REDACTED] for Delaney employment dispute matter.

05/13/20 KALITAMARA L. MOODY 6.60
Review and analyze documents in preparation for production; draft and revise production letter; review and analyze Delaney's R&Os per ASPG; conference call with RRR, ASPG, and ARJM.

05/13/20 ANDREW MUIR 6.50
Calls with [REDACTED], and litigation team re [REDACTED]
[REDACTED]; serve discovery responses.

05/13/20 ANDREW MUIR 7.10
Review production of documents from Delaney and begin revising draft [REDACTED] declaration.

05/13/20 MAXWELL SANDGRUND 5.80
Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; review of client documents in preparation of Hire Counsel affidavit; review of internet research regarding [REDACTED] and covid-19 in preparation of [REDACTED] affidavit; draft of

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 10

affidavit on behalf of [REDACTED]
[REDACTED].

05/13/20 SAMUEL RATTIGAN .30
Review/monitor the Court's docket to confirm
deadlines calendared on same match internally
calendared deadlines and work updating case
Docket folder w/ recently filed Answer.

05/13/20 RICARDO P. MCLEAN 6.60
Assist case team with the preparation of
discovery documents for attorney review and
production as requested by associate K. Moody.

05/14/20 MARC E. KASOWITZ .50
Review counterclaims, media.

05/14/20 RONALD R. ROSSI 4.90
Attention to Delaney employment dispute re
[REDACTED]
[REDACTED]; t/c with AS-G, AM
and KM re same.

05/14/20 ANN M. ST. PETER-GRIFFITH 3.70
Review and revise draft of [REDACTED] affidavit;
review edits to in camera review letter; attend
to email re: [REDACTED]; begin preparing [REDACTED];
KBT Team call.

05/14/20 KIRSTEN C. JACKSON 3.90
Review [REDACTED] policies; draft
notices of claim.

05/14/20 KALITAMARA L. MOODY 6.10
Review and analyze documents in preparation for
production per ARJM; draft and revise [REDACTED]
declaration per ARJM; conference call with RRR,
ASPG, .

05/14/20 ANDREW MUIR 5.70
Finalize [REDACTED] declaration, review
production set [REDACTED], confer with R.
Rossi and litigation team re [REDACTED]
[REDACTED].

05/14/20 ANDREW MUIR 4.00
Review production of documents from Delaney and
begin revising draft [REDACTED] declaration.

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 11

05/14/20	MAXWELL SANDGRUND	5.20
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; telephone conference with [REDACTED] regarding [REDACTED]; review and revise client declaration; review of client production in preparation of client declaration; review of [REDACTED] edits to client declaration.	
05/14/20	RICARDO P. MCLEAN	5.30
	Prepare discovery documents for attorney review as requested by associate K. Moody.	
05/15/20	MARC E. KASOWITZ	.30
	Review emails.	
05/15/20	RONALD R. ROSSI	6.70
	Attention to Delaney employment dispute re [REDACTED]; attention to completion of [REDACTED], t/c with AS-G, AM and KM re same, t/c [REDACTED] re same.	
05/15/20	ANN M. ST. PETER-GRIFFITH	4.30
	Review of various drafts of [REDACTED] declaration; attend to email; review verified complaint for consistency; review revisions from [REDACTED]; review of declaration from Delaney's attorney and attachments thereto and compare to [REDACTED]; review [REDACTED] declaration;.	
05/15/20	KIRSTEN C. JACKSON	2.90
	Review and revise [REDACTED].	
05/15/20	KALITAMARA L. MOODY	5.10
	Review and analyze production per ARJM; draft and revise production letter; conference call re [REDACTED] with RRR, ASPG, ARJM.	
05/15/20	ANDREW MUIR	11.10
	Finalize [REDACTED] declaration for service, including coordinate revisions from [REDACTED]; confer with opposing counsel re declaration exchanges; call with litigation team re strategy [REDACTED].	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 12

05/15/20	MAXWELL SANDGRUND	5.20
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; prepare [REDACTED] declaration for filing; review and revise declaration; review and revise letter motion regarding in camera review; review of Delaney document production in preparation of filing; review of [REDACTED] document production in preparation of filing.	
05/15/20	SAMUEL RATTIGAN	.20
	Work updating docket file w/ Declaration ISO of Preliminary Injunction.	
05/15/20	RICARDO P. MCLEAN	3.80
	Assist case team with the preparation of discovery documents for attorney review and production as requested by associate K. Moody.	
05/16/20	MARC E. KASOWITZ	.50
	Review emails re [REDACTED].	
05/16/20	RONALD R. ROSSI	1.30
	Attention to Delaney employment dispute re [REDACTED]; revise letter to court re same.	
05/16/20	ANN M. ST. PETER-GRIFFITH	.70
	Draft revisions to letter to Court re: [REDACTED]; conference with K. Moody; attend to related email.	
05/16/20	KALITAMARA L. MOODY	2.90
	Preliminary injunction briefing prep.	
05/16/20	RICARDO P. MCLEAN	4.30
	Prepare electronic discovery documents for attorney review as requested by associate K. Moody.	
05/17/20	MARC E. KASOWITZ	.30
	Review papers.	
05/17/20	ANN M. ST. PETER-GRIFFITH	3.20
	Revise initial disclosures; conference with R. Rossi.	
05/17/20	ANDREW MUIR	6.20
	Draft initial disclosures, research [REDACTED] [REDACTED] and research and draft [REDACTED] letter.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 13

05/18/20	MARC E. KASOWITZ T/c RR re [REDACTED]; review emails.	.50
05/18/20	RONALD R. ROSSI T/c w MEK re [REDACTED] [REDACTED]; draft and revise letter to SDNY re [REDACTED] [REDACTED]; t/c w AS-P, AM and KM re initial disclosures and PI work; prepare [REDACTED] for deposition; [REDACTED] [REDACTED]; review initial disclosures.	8.20
05/18/20	ANN M. ST. PETER-GRIFFITH Attend to email with R. Rossi and [REDACTED]; review Court order re: [REDACTED]; review/edit letter response to Court; review [REDACTED]; call with R. Rossi; attend to email with [REDACTED] [REDACTED]; KBT Team call; review [REDACTED] [REDACTED]; call with R. Rossi and [REDACTED] in preparation for deposition; [REDACTED] [REDACTED].	4.90
05/18/20	KALITAMARA L. MOODY Draft and revise [REDACTED] motion per ARJM; draft and revise letter response to Rotman 5.15 letter per ASPG; research re [REDACTED] per ASPG; conference call with RRR, ASPG, and ARJM re status and to-do list; review and analyze exhibits to the declaration of [REDACTED] per ARJM.	5.90
05/18/20	ANDREW MUIR Continue to draft [REDACTED] letter.	1.10
05/18/20	ANDREW MUIR Review Court's orders regarding multiple letter motions; [REDACTED] [REDACTED]; revise initial disclosures and strategy call with litigation team regarding [REDACTED]; call with [REDACTED] [REDACTED], and begin drafting proposed findings of fact.	7.60
05/18/20	MAXWELL SANDGRUND Draft and review of email correspondence with [REDACTED] regarding filings; [REDACTED] [REDACTED]; review of defendant	1.80

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 14

declarations; review of court filings regarding [REDACTED].

05/18/20 SAMUEL RATTIGAN .40
Monitor/review the Court's docket and work
updating case Docket file re [REDACTED]
[REDACTED]
[REDACTED].

05/18/20 RICARDO P. MCLEAN .50
Prepare deposition transcripts for attorney
review as requested by K. Moody.

05/19/20 MARC E. KASOWITZ .50
[REDACTED].

05/19/20 RONALD R. ROSSI 7.10
Prepare for and defend [REDACTED] deposition, t/c
w/ trial team to discuss status and strategy;
t/c w/ [REDACTED] re [REDACTED]; attention
to revision of [REDACTED] letter briefs and
completion of [REDACTED] applications.

05/19/20 ANN M. ST. PETER-GRIFFITH 6.90
Team call with A. Muir and K. Moody; [REDACTED]
[REDACTED]; review proposed
letter motion re: [REDACTED]; KBT Team
call; [REDACTED]
[REDACTED]; conference to discuss [REDACTED] and
[REDACTED]; review [REDACTED] motion to
file under seal declaration; [REDACTED]
[REDACTED].

05/19/20 KALITAMARA L. MOODY 9.10
Call with ASPG and ARJM re [REDACTED]; draft and
revise motion to seal per ARJM; research re
[REDACTED] per ASPG;
sealing application; draft and revise
conclusions of law.

05/19/20 ANDREW MUIR 12.70
Research [REDACTED]
[REDACTED]; calls with A.
St. Peters-Griffith, M. Sandgrund, R. Rossi and
K. Moody re [REDACTED]
[REDACTED]; continue to
draft proposed findings of fact.

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 15

05/19/20	MAXWELL SANDGRUND	4.10
	Draft and review of email correspondence with [REDACTED] regarding [REDACTED]; telephone conference with A. Muir regarding legal research; conducted and reviewed legal research regarding [REDACTED]; draft of letter to court regarding [REDACTED].	
05/19/20	SAMUEL RATTIGAN	.90
	Update Docket filings related to Plaintiffs Motion for Preliminary Injunction and Opposition to same.	
05/20/20	ANN M. ST. PETER-GRIFFITH	10.70
	Review and revise letter motion to strike Rotman declaration; conference with R. Rossi; draft and revise proposed findings of fact and conclusions of law; review court's orders; attend to email to Rotman; review proposed findings of fact [REDACTED]; review [REDACTED] and R. Rossi designations.	
05/20/20	KALITAMARA L. MOODY	7.60
	Draft and revise conclusions of law per ARJM; draft and revise findings of fact per ARJM.	
05/20/20	ANDREW MUIR	11.80
	Revise draft letter motion to strike the Rotman affirmation; call with A. St. Peters-Griffith re proposed findings of fact and continue to draft proposed findings of fact, including review declarations and deposition testimony, and coordinate with litigation team regarding action items.	
05/20/20	MAXWELL SANDGRUND	8.80
	Draft and review of email correspondence with [REDACTED] and the [REDACTED] regarding [REDACTED]; telephone conference with [REDACTED] regarding [REDACTED]; review of declarations in preparation of preliminary injunction brief; review of deposition transcripts in preparation of preliminary injunction brief; review of record and court docket in preparation of preliminary injunction brief; draft of preliminary injunction brief.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 16

05/20/20	SAMUEL RATTIGAN	.90
	Work re [REDACTED]; continue work updating docket file w/ filings related to Plaintiffs Motion for Preliminary Injunction and Opposition to same; review/monitor the Court's docket and work updating case file.	
05/21/20	MARC E. KASOWITZ	.30
	Review proposed findings of fact and conclusion of law re [REDACTED]	
05/21/20	ANN M. ST. PETER-GRIFFITH	10.50
	Continue reviewing and editing Proposed Findings of Fact and Conclusions of Law re [REDACTED]; review and revise memorandum of law; KBT team call; call with Attorney Rotman for court ordered meet and confer; identify transcript pages for submission.	
05/21/20	KALITAMARA L. MOODY	8.60
	Research and draft and revise conclusions of law; draft and revise proposed findings of fact; preparations for filing.	
05/21/20	ANDREW MUIR	5.10
	Draft proposed findings of fact re evidence from [REDACTED].	
05/21/20	ANDREW MUIR	9.90
	Prepare for call and meet and confer with R. Rotman re sealing procedures; review and revise draft memorandum of law and proposed findings of fact.	
05/21/20	MAXWELL SANDGRUND	8.80
	Draft and review of email correspondence with [REDACTED] regarding legal research and filings; further draft of preliminary injunction brief; review of proposed conclusions of law; review of proposed findings of fact; review of factual record in preparation of filing; review and revise of proposed facts and conclusions of law; review of edits to briefs.	
05/21/20	AMANDA NUNEZ	3.20
	Phone call with K. Moody; Prepare Preliminary Injunction Motion exhibits.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 17

05/21/20	SAMUEL RATTIGAN Work updating documents in case file w/ [REDACTED] and work monitoring the Court's docket to update Docket file.	1.90
05/22/20	MARC E. KASOWITZ Review filings and draft motion.	.40
05/22/20	RONALD R. ROSSI Attention to Delaney employment dispute re [REDACTED], review and revise PI memo of law and supporting papers; discuss same with AM and AS-G.	5.30
05/22/20	ANN M. ST. PETER-GRIFFITH Review draft memorandum of law; remit email to R. Rotman re: designation of deposition transcript pages; [REDACTED]; attend to email with R. Rotman, Defense counsel re: parties' joint submission of deposition excerpts; review notice of motion; review Rossi declaration; review filing submitted by Delaney and identify cited exhibits; [REDACTED].	7.10
05/22/20	KALITAMARA L. MOODY Draft and revise proposed findings of fact and conclusions of law per ARJM; assist with preliminary injunction filing per ARJM.	8.30
05/22/20	ANDREW MUIR Complete revising draft MOL and confirming record citations.	2.30
05/22/20	ANDREW MUIR Draft Rossi declaration for filing and attention to finalizing all other papers for filing on the public docket and under seal.	7.60
05/22/20	MAXWELL SANDGRUND Draft and review of email correspondence [REDACTED] [REDACTED] regarding [REDACTED]; review and revise of proposed facts and conclusions of law; review of exhibits in preparation of filing and sealing; conducted and reviewed legal research [REDACTED]; draft of notice of motion in preparation of filing; prepare exhibits for filing.	10.30

HC2, Inc. d/b/a Hire Counsel May 31, 2020 PAGE 18
FILE NUMBER: 12302201
INVOICE NO.: 2004998

05/22/20	AMANDA NUNEZ	4.10
	Preparation for Preliminary Injunction Motion filing.	
05/22/20	SAMUEL RATTIGAN	2.60
	Work updating docket folder w/ recent filings related to HC2's Motion for Preliminary Injunction and work quality checking exhibits ISO of same to confirm correct exhibits filed.	
05/22/20	RICARDO P. MCLEAN	.80
	Prepare discovery documents for court filing as requested by A. Nunez.	
05/23/20	KALITAMARA L. MOODY	2.30
	Draft Preliminary Injunction hearing outline per ARJM.	
05/23/20	MAXWELL SANDGRUND	.50
	Draft and review of email correspondence [REDACTED] regarding oral argument preparation.	
05/24/20	KALITAMARA L. MOODY	3.30
	Draft case timeline for PI hearing; oral argument outline drafting.	
05/24/20	ANDREW MUIR	5.60
	Draft oral argument preparation materials, including chart of contract provisions and revise argument outline, chronology and evidence of improper disclosures.	
05/24/20	MAXWELL SANDGRUND	2.30
	Draft and review of email correspondence [REDACTED] regarding [REDACTED]; review of [REDACTED]; review of [REDACTED] declaration and deposition; [REDACTED].	
05/25/20	RONALD R. ROSSI	2.70
	Prepare for PI hearing re Delaney employment dispute.	
05/25/20	KALITAMARA L. MOODY	3.10
	Preliminary Injunction hearing preparations per ARJM.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 19

05/25/20	ANDREW MUIR	2.50
	Review authorities cited [REDACTED] [REDACTED] in order to update R. Rossi re same in preparation for preliminary injunction hearing.	
05/25/20	MAXWELL SANDGRUND	.60
	Review of email correspondence from [REDACTED] [REDACTED] regarding oral argument preparation; review of case summaries in preparation of oral argument.	
05/26/20	MARC E. KASOWITZ	.50
	Work re oral argument and report.	
05/26/20	RONALD R. ROSSI	5.60
	Prepare for and attend PI hearing re Delaney employment dispute; debrief w AS-G, MEK, [REDACTED] [REDACTED] re same.	
05/26/20	ANN M. ST. PETER-GRIFFITH	3.10
	Conference with R Rossi; attend preliminary injunction hearing re Delaney employment dispute; conference with K. Moody and A. Muir.	
05/26/20	ANDREW MUIR	4.10
	Review counterclaims and begin researching grounds to dismiss in preparation for drafting motion to dismiss; prepare materials for and attend preliminary injunction hearing re Delaney employment dispute.	
05/26/20	MAXWELL SANDGRUND	1.20
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding oral argument; review of court rules regarding oral argument; review of defendant's counterclaims; review of court updates.	
05/26/20	SAMUEL RATTIGAN	1.30
	Continue work updating case Docket file w/ recently filed exhibits ISO of HC2's Motion for Preliminary Injunction and work updating and organizing all documents filed under seal.	
05/27/20	MARC E. KASOWITZ	.30
	Work re Judge Liman decision; work re [REDACTED].	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 20

05/27/20	RONALD R. ROSSI	1.80
	Attend PI hearing re Delaney employment dispute; numerous discussions debriefing re same.	
05/27/20	ANN M. ST. PETER-GRIFFITH	4.10
	Attend to email re: [REDACTED] [REDACTED]; draft letter to Court and assemble case exhibits; [REDACTED]; attend conference with Court announcing order; attend to email re: [REDACTED]; conference with R. Rossi re: [REDACTED]; [REDACTED].	
05/27/20	KALITAMARA L. MOODY	.60
	Draft and revise letter to the Court per ASPG.	
05/27/20	ANDREW MUIR	1.10
	Attend hearing re order on application for preliminary injunction.	
05/27/20	ANDREW MUIR	3.00
	Research causes of action alleged in counterclaims in preparation for motion to dismiss.	
05/27/20	MAXWELL SANDGRUND	.80
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding oral argument; review of legal research regarding potential motion to dismiss of counterclaims.	
05/28/20	RONALD R. ROSSI	1.20
	Attention to MTD Delaney counterclaims; discuss same w AM and AS-G.	
05/28/20	ANN M. ST. PETER-GRIFFITH	1.40
	Conference with R. Rotman re: [REDACTED] [REDACTED]; KBT team call re: counterclaims; [REDACTED].	
05/28/20	ANDREW MUIR	2.40
	Attention to response to [REDACTED] re [REDACTED]; attention to ordering transcript of PI order; correspond with M. Sandgrund re [REDACTED]; calls with A. St. Peters-Griffith and R. Rossi re strategy for responding to complaint; meet and confer call with R. Rotman re [REDACTED].	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020

PAGE 21

05/28/20	MAXWELL SANDGRUND Draft and review of email correspondence [REDACTED] [REDACTED] regarding [REDACTED]; review of [REDACTED] in preparation of legal research; conducted and reviewed legal research regarding counterclaims in preparation of motion to dismiss.	7.80
05/29/20	RONALD R. ROSSI Attention to MTD.	2.30
05/29/20	ANN M. ST. PETER-GRIFFITH Team call re: Motion to Dismiss strategy re Delaney's counterclaims; attend to email with [REDACTED]; attend to email with R. Rossi; draft response email to R. Rotman re: enlargement; conference call with [REDACTED] [REDACTED]; conference call with R. Rotman concerning enlargement.	2.30
05/29/20	KALITAMARA L. MOODY [REDACTED] conference call re motion to dismiss Delaney's counterclaims; conference call with ARJM and MS re motion to dismiss.	1.40
05/29/20	ANDREW MUIR Research case law re motions to dismiss Delaney's counterclaims and correspond with case team re research and drafting strategy.	4.00
05/29/20	MAXWELL SANDGRUND Draft and review of email correspondence [REDACTED] [REDACTED] regarding motion to dismiss Delaney's counterclaims; participated in telephone conferences [REDACTED] regarding motion to dismiss; review of counterclaims in preparation of motion to dismiss; conducted and reviewed legal research regarding counterclaims in preparation of motion to dismiss; draft of motion to dismiss.	11.40
05/29/20	SAMUEL RATTIGAN Review/monitor the Court's Docket in order to confirm internal Docket file to be updated w/ all filings and confirm all upcoming hearings dates are on calendar.	.70
05/30/20	ANDREW MUIR Revise draft motion to dismiss and call with M. Sandgrund re same.	5.30

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 22

05/30/20	MAXWELL SANDGRUND	12.20
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding motion to dismiss; participated in telephone conferences with A. Muir regarding motion to dismiss; conducted and reviewed legal research regarding counterclaims in preparation of motion to dismiss; further draft of motion to dismiss.	
05/31/20	KALITAMARA L. MOODY	4.30
	Draft and revise motion to dismiss Delaney's counterclaims per ARJM.	
05/31/20	ANDREW MUIR	11.90
	Research re Delaney's counterclaims and revise draft motion to dismiss the same.	
05/31/20	MAXWELL SANDGRUND	10.10
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding motion to dismiss Delaney' counterclaims; conducted and reviewed legal research regarding [REDACTED] in preparation of motion to dismiss; further draft of motion to dismiss.	

TOTAL HOURS 692.90

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2004998

May 31, 2020 PAGE 23

	HOURS	RATE	AMOUNT
PARTNER			
KIRSTEN C. JACKSON	11.30	600.00	6,780.00
MARC E. KASOWITZ	4.10	1,950.00	7,995.00
RONALD R. ROSSI	85.30	1,150.00	98,095.00
ANN M. ST. PETER-GRIFFITH	99.00	705.00	69,795.00
ASSOCIATE			
KALITAMARA L. MOODY	113.20	825.00	93,390.00
ANDREW MUIR	206.80	475.00	98,230.00
MAXWELL SANDGRUND	120.00	675.00	81,000.00
PARALEGAL			
RICARDO P. MCLEAN	35.80	315.00	11,277.00
AMANDA NUNEZ	7.30	325.00	2,372.50
SAMUEL RATTIGAN	10.10	195.00	1,969.50

TOTAL FEES \$470,904.00

FILING FEES 400.00
PROFESSIONAL SERVICES 5,523.15
AUTOMATED RESEARCH 5,331.32
DOCUMENT REPRODUCTION 391.02

TOTAL COSTS \$11,645.49

TOTAL FEES AND COSTS \$482,549.49



IntelligenceOptions

1633 BROADWAY
NEW YORK, NY 10019
TEL: 212-506-1352
FAX: 212-476-1749

WWW.INTELLIGENCEOPTIONS.COM
INTEL@INTELLIGENCEOPTIONS.COM

Kasowitz Benson Torres LLP
1633 Broadway
New York, NY 10019

MARC E. KASOWITZ
K12302201

INVOICE NUMBER 2003622

May 31, 2020

RE: HC2, Inc. d/b/a Hire Counsel / Hire Counsel v. Delaney

FOR INVESTIGATIVE SERVICES rendered through May 15, 2020

	HOURS	RATE	AMOUNT
05/15/2020 Investigative Duties.	7.50	350.00	2,625.00
TOTAL HOURS/AMOUNT	7.50		\$2,625.00

TOTAL DISBURSEMENTS \$2,447.93

FEES	\$2,625.00
DISBURSEMENTS	2,447.93
SALES TAX	450.22
TOTAL AMOUNT DUE	\$5,523.15

INTELLIGENCE OPTIONS LLC IS A SUBSIDIARY COMPANY OF THE LAW
FIRM KASOWITZ BENSON TORRES LLP

KASOWITZ BENSON TORRES LLP

MARC E. KASOWITZ
DIRECT DIAL: 212-506-1710
DIRECT FAX: 212-835-5010
MKASOWITZ@KASOWITZ.COM

1633 BROADWAY
NEW YORK, NEW YORK 10019
(212) 506-1700
FAX: (212) 506-1800

ATLANTA
HOUSTON
LOS ANGELES
MIAMI
NEWARK
SAN FRANCISCO
SILICON VALLEY
WASHINGTON DC

September 25, 2020

Joan Davison
HC2, Inc. d/b/a Hire Counsel
225 West Washington Street
Chicago, IL 60606

Re: Hire Counsel v. Delaney

Dear Joan:

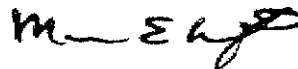
I hope you and your family are safe and well.

I enclose our invoice for professional services rendered and disbursements incurred from June through July 2020. Also enclosed is a detailed summary of services.

Please let me know if you have any questions.

Best.

Sincerely,



Marc E. Kasowitz

Enclosures

KASOWITZ BENSON TORRES LLP

1633 BROADWAY
NEW YORK, NEW YORK 10019-6799
212-506-1700
FACSIMILE: 212-506-1800

FED. ID. 13-3720397

HC2, Inc. d/b/a Hire Counsel
Joan Davison
225 West Washington Street
Chicago, IL 60606

INVOICE NO.: 2005911

September 25, 2020

RE: Hire Counsel v. Delaney

FOR PROFESSIONAL SERVICES rendered
through the month of July 2020
as reflected on the attached printout.

Fees	\$153,922.50
Less 10% Discount	(15,392.25)
Total Fees	\$138,530.25
Disbursements	2,686.31
Current Amount Due	\$141,216.56
Previous Balance	467,914.01
TOTAL AMOUNT DUE	\$609,130.57

5401
12302201

KASOWITZ BENSON TORRES LLP
1633 BROADWAY
NEW YORK, NY 10019-6799

Federal I.D. # 13-3720397

JULY 31, 2020

12302201
HC2, Inc. d/b/a Hire Counsel
Hire Counsel v. Delaney

DATE	ATTORNEY OR ASSISTANT	HOURS
06/01/20	RONALD R. ROSSI Review and revise draft MTD; legal research re same; t/c w AS-G and AM re same; attention to sealing issues.	7.80
06/01/20	ANN M. ST. PETER-GRIFFITH Review Motion to Dismiss draft; email Attorney Rotman re: meet and confer concerning sealing; [REDACTED]; strategy call with A. Muir; meet and confer with Delaney counsel; conference with R. Rossi;.	2.80
06/01/20	ANDREW MUIR Research and revise draft motion to dismiss counterclaims.	6.80
06/01/20	MAXWELL SANDGRUND Draft and review of email correspondence [REDACTED] [REDACTED] regarding motion to dismiss; conducted and reviewed legal research regarding counterclaims in preparation of motion to dismiss; review and revise motion to dismiss.	3.40
06/02/20	RONALD R. ROSSI Draft MTD; legal research re same; numerous t/cs w AM re same; AS-G re sealing issues; t/c w [REDACTED]; t/c w [REDACTED] re status and strategy.	8.90
06/02/20	ANN M. ST. PETER-GRIFFITH Continue revising/editing Motion to Dismiss; [REDACTED].	2.30

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020

PAGE 2

06/02/20	KIRSTEN C. JACKSON Draft correspondence to [REDACTED].	1.00
06/02/20	KALITAMARA L. MOODY Research in preparation for moving to dismiss per ARJM.	2.30
06/02/20	ANDREW MUIR Research and revise motion to dismiss counterclaims; call with R.Rossi re arguments in motion to dismiss.	9.60
06/02/20	MAXWELL SANDGRUND Draft and review of email correspondence [REDACTED] regarding motion to dismiss; conducted and reviewed legal research regarding counterclaims in preparation of motion to dismiss; review of court rules in preparation of motion to dismiss.	3.10
06/02/20	MATTHEW LAWRENCE Review [REDACTED] Case Law; correspond with A. Muir, K. Moody, and M. Sandgrund regarding same.	2.00
06/03/20	MARC E. KASOWITZ Review correspondence.	.20
06/03/20	RONALD R. ROSSI Draft MTD and finalize supporting papers; t/c w AM re same; attention to [REDACTED]; t/c with AS-G re same; t/c w [REDACTED] re same.	6.20
06/03/20	ANN M. ST. PETER-GRIFFITH Prepare letter to court re: sealing and scheduling; evaluate what will be unsealed; attend to [REDACTED]; conference with [REDACTED]; review and provide comments re: Motion to Dismiss; attending to drafting/editing proposed order.	6.40
06/03/20	KALITAMARA L. MOODY Draft and revise motion to dismiss per ARJM; draft and revise letter motion to seal per ASPG.	5.90
06/03/20	ANDREW MUIR Conduct additional research re [REDACTED] sections alleged in counterclaims and revise draft motion to dismiss.	9.10

HC2, Inc. d/b/a Hire Counsel Jul 31, 2020 PAGE 3
FILE NUMBER: 12302201
INVOICE NO.: 2005911

06/03/20	MAXWELL SANDGRUND	12.40
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding motion to dismiss; review and revise motion to dismiss; prepare motion to dismiss for filing; draft of notice of motion; conducted and reviewed legal research regarding counterclaims in preparation of motion to dismiss.	
06/03/20	SAMUEL RATTIGAN	.90
	Draft shell of declaration of R. Rossi ISO HC2's Motion to Dismiss Counterclaims; work finalizing exhibits ISO of Motion to Dismiss Counterclaims.	
06/04/20	MARC E. KASOWITZ	.50
	Review correspondence; work re strategy.	
06/04/20	ANN M. ST. PETER-GRIFFITH	.60
	Review notice from Court re: proposed order; review redactions and attend to related email;.	
06/04/20	MAXWELL SANDGRUND	.10
	Review of docket.	
06/04/20	SAMUEL RATTIGAN	.70
	Work updating docket file w/ HC2's motion to dismiss Defendant's counter-claims; review/monitor the court's docket in order to confirm docket file to be up to date.	
06/05/20	ANN M. ST. PETER-GRIFFITH	.10
	Attend to email with [REDACTED] re: response from Delaney to our letter motion concerning sealing.	
06/05/20	MAXWELL SANDGRUND	.20
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding legal research.	
06/06/20	MATTHEW LAWRENCE	1.80
	Research case law concerning [REDACTED] [REDACTED].	
06/08/20	KIRSTEN C. JACKSON	.70
	Review and revise correspondence to [REDACTED].	
06/08/20	MAXWELL SANDGRUND	3.60
	Draft and review of email correspondence [REDACTED] [REDACTED] regarding [REDACTED]; conducted and reviewed legal research regarding	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020

PAGE 4

[REDACTED]

06/08/20 MATTHEW LAWRENCE 1.70
Research case law concerning [REDACTED]
[REDACTED] and correspond with
A. Muir, K. Moody, and M. Sandgrund regarding
same.

06/09/20 RONALD R. ROSSI .30
T/c with [REDACTED] re [REDACTED].

06/09/20 KIRSTEN C. JACKSON .50
Review and revise correspondence to [REDACTED].

06/09/20 MAXWELL SANDGRUND 1.20
Review of Delaney answer; conducted and
reviewed legal research regarding [REDACTED]
[REDACTED].

06/10/20 MARC E. KASOWITZ .30
Review emails.

06/10/20 KIRSTEN C. JACKSON .50
Review and revise correspondence to [REDACTED].

06/10/20 ANDREW MUIR .60
Prepare documents in response to request [REDACTED]
[REDACTED] and attention to transmitting same.

06/12/20 ANDREW MUIR .60
Attention to research re [REDACTED]
[REDACTED]
[REDACTED].

06/12/20 MAXWELL SANDGRUND 4.30
Draft and review of email correspondence with
A. Muir regarding [REDACTED]; conducted and
reviewed legal research regarding [REDACTED]
[REDACTED].

06/14/20 KALITAMARA L. MOODY 1.30
Review [REDACTED]
[REDACTED] per ARJM.

06/15/20 ANN M. ST. PETER-GRIFFITH .70
Attend to email with [REDACTED] re:
[REDACTED]; conference with
K. Moody re: same; attend to team email re:
[REDACTED]
[REDACTED].

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020

PAGE 5

06/15/20	ANDREW MUIR Attention to research regarding [REDACTED] [REDACTED].	2.60
06/15/20	MAXWELL SANDGRUND Draft and review of email correspondence with A. Muir regarding legal research; conducted and reviewed legal research regarding [REDACTED] [REDACTED].	3.30
06/16/20	ANN M. ST. PETER-GRIFFITH Conference with R. Rossi; attend to email to [REDACTED] [REDACTED] re: [REDACTED] [REDACTED].	.30
06/16/20	ANDREW MUIR Attention to deposition confidentiality designations [REDACTED] re same.	.60
06/16/20	ANDREW MUIR Call with M.Sandgrund re [REDACTED] [REDACTED].	1.00
06/16/20	MAXWELL SANDGRUND Draft and review of email correspondence with A. Muir regarding legal research; telephone conference with A. Muir regarding legal research; conducted and reviewed legal research regarding personal service requirements; draft of letter to defendant's counsel regarding personal service.	4.80
06/17/20	ANN M. ST. PETER-GRIFFITH Attend to email re: [REDACTED] [REDACTED]; conference with [REDACTED] [REDACTED].	.40
06/17/20	ANDREW MUIR Attention to submitting [REDACTED] [REDACTED] to [REDACTED]; research [REDACTED] [REDACTED] and begin revising draft letter to opposing counsel; conference with A. St.Peters-Griffith re same.	3.40
06/17/20	MAXWELL SANDGRUND Draft and review of email correspondence with A. Muir regarding [REDACTED]; conducted and reviewed legal research [REDACTED] [REDACTED] [REDACTED].	1.30

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020

PAGE 6

06/18/20	RONALD R. ROSSI	1.50
	Review opposition to MTD, discuss same with AM and AS-G.	
06/18/20	ANN M. ST. PETER-GRIFFITH	1.10
	Review opposition to motion to dismiss counterclaims; team conference call; attend to email from K. Moody re: [REDACTED].	
06/18/20	KALITAMARA L. MOODY	1.40
	Prepare for and attend call re [REDACTED] with RRR, ASPG, ARJM, and MS; review Delaney opposition to motion to dismiss per ARJM.	
06/18/20	ANDREW MUIR	1.70
	Begin analyzing opposition to motion to dismiss and call with litigation team regarding reply.	
06/18/20	ANDREW MUIR	2.40
	Analyze research regarding [REDACTED] and revise draft letter to Delaney's counsel re acceptance of service.	
06/18/20	MAXWELL SANDGRUND	2.30
	Draft and review of email correspondence [REDACTED] regarding motion to dismiss; telephone conference with [REDACTED] regarding motion to dismiss; review of defendant's opposition to motion to dismiss; review of motion to dismiss; review of complaint.	
06/18/20	SAMUEL RATTIGAN	3.70
	Work organizing and indexing materials for ARJM in preparation for drafting Reply to Motion to Dismiss; monitor/review the Court's docket in order to confirm case docket file to be up to date and all upcoming hearings and deadlines confirmed.	
06/19/20	ANDREW MUIR	.80
	Begin drafting arguments for reply in further support of motion to stay.	
06/20/20	ANDREW MUIR	4.60
	Analyze Delaney's counterclaims and begin to research case law for inclusion in reply in support of Motion to dismiss.	

HC2, Inc. d/b/a Hire Counsel Jul 31, 2020 PAGE 7
FILE NUMBER: 12302201
INVOICE NO.: 2005911

06/21/20	ANN M. ST. PETER-GRIFFITH Conference with A. Muir re: reply to opposition to Motion to Dismiss.	.50
06/21/20	ANDREW MUIR Review counterclaims and opposition, research case law in opposition brief and draft reply.	10.00
06/22/20	RONALD R. ROSSI Attention to reply brief re MTD.	1.30
06/22/20	ANDREW MUIR Research and draft reply in further support of motion to dismiss.	13.10
06/23/20	RONALD R. ROSSI Attention to review and revision of reply to MTD; numerous correspondence and t/c w AM re same.	8.80
06/23/20	PAUL BURGO Review audit letter and related corr. w/ R. Rossi, G. Schryver, B. Rutcofsky, and J. Recine re same.	.10
06/23/20	ANN M. ST. PETER-GRIFFITH Review and revise Reply memorandum to Opposition to Motion to Dismiss Counterclaim; [REDACTED] [REDACTED].	.50
06/23/20	ANDREW MUIR Revise draft reply in further support of motion to dismiss counterclaims based on review by R. Rossi.	4.60
06/23/20	MAXWELL SANDGRUND Draft and review of email correspondence [REDACTED] [REDACTED] regarding reply brief; review of reply brief; conducted and reviewed legal research regarding abuse of process; conducted and reviewed legal research regarding defamation.	4.60
06/23/20	SAMUEL RATTIGAN T/C w/ ARJM re preparing draft letter to [REDACTED] and work drafting same; review/monitor the Court's docket to confirm case docket file to be current.	1.10

HC2, Inc. d/b/a Hire Counsel	Jul 31, 2020	PAGE 8
FILE NUMBER: 12302201		
INVOICE NO.: 2005911		
06/24/20	RONALD R. ROSSI	5.20
	Attention to review and revision of reply brief to MTD; supervise filing of same.	
06/24/20	ANDREW MUIR	2.70
	Finalize reply brief and attention to filing same.	
06/24/20	MAXWELL SANDGRUND	1.80
	Draft and review of email correspondence [REDACTED] and [REDACTED] regarding reply brief; review of reply brief; conducted and reviewed legal research regarding abuse of process; conducted and reviewed legal research regarding defamation.	
07/02/20	KIRSTEN C. JACKSON	1.20
	Review [REDACTED].	
07/02/20	ANDREW MUIR	4.00
	Attention to [REDACTED] issues.	
07/06/20	SAMUEL RATTIGAN	.30
	Initial reviews of deposition notices for Hartstein, Davison, and Ayala and work saving same to case file.	
07/08/20	ANDREW MUIR	.60
	Revise, finalize and transmit letter to R. Rotman re service.	
07/10/20	ANDREW MUIR	.60
	Analyze response from opposing counsel; draft reply and coordinate with R. Rossi; correspond with opposing counsel re acceptance of service.	
07/10/20	MAXWELL SANDGRUND	.40
	Review of email correspondence from A. Muir regarding case update; review of defendant document requests.	
07/13/20	KIRSTEN C. JACKSON	2.00
	Attention to [REDACTED] issues.	
07/13/20	ANDREW MUIR	.30
	Attention to [REDACTED] issues.	
07/13/20	SAMUEL RATTIGAN	.20
	Work updating case file w/ Delaney's second discovery requests and recently filed Court Order.	

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020

PAGE 9

07/14/20	ANDREW MUIR Attention to [REDACTED] issues.	.40
07/15/20	ANDREW MUIR Confirm delivery of document production to client and correspond with client re same.	.20
07/16/20	ANDREW MUIR Attention to [REDACTED] [REDACTED] [REDACTED].	1.30
07/17/20	MARC E. KASOWITZ Review Judge Liman decision.	.20
07/17/20	RONALD R. ROSSI Attend conference re MTD decision, update trial team re same.	1.20
07/17/20	ANDREW MUIR Attend hearing re motion to dismiss.	.40
07/17/20	MAXWELL SANDGRUND Draft and review of email correspondence with R. Rossi regarding court conference; review of court docket.	.30
07/20/20	ANDREW MUIR Review [REDACTED], prior requests from [REDACTED], orders re filing under seal and protective order and draft reply to [REDACTED] for use by R. Rossi.	3.00
07/21/20	ANDREW MUIR Review and revise draft letters to opposing counsel re discovery; attention to researching, preparing and filing certificate of service re summons and complaint.	4.90
07/21/20	MAXWELL SANDGRUND Draft and review of email correspondence with A. Muir regarding service dates.	.30
07/21/20	SAMUEL RATTIGAN Work editing and preparing emails to be used as exhibits ISO declaration to dismiss counter-claims.	.40
07/22/20	ANDREW MUIR Revise correspondence re discovery deficiencies and correspond with R. Rossi re same.	1.60

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020

PAGE 10

07/23/20	ANDREW MUIR Finalize correspondence to opposing counsel re discovery and transmit same; draft update to and correspond with [REDACTED].	.70
07/23/20	SAMUEL RATTIGAN Finalize outgoing correspondence from ARJM; work researching requirements and costs and ordering transcript of hearing re motion to dismiss counterclaims.	.90
07/24/20	KIRSTEN C. JACKSON Strategy re: [REDACTED].	.50
07/29/20	SAMUEL RATTIGAN Review/monitor the Court's docket to confirm case file to be current.	.20
07/30/20	ANDREW MUIR Attention to upcoming deadlines re settlement conference.	.20
07/30/20	SAMUEL RATTIGAN Review/monitor the Court's docket and work updating case docket file.	.30

TOTAL HOURS

229.50

HC2, Inc. d/b/a Hire Counsel
FILE NUMBER: 12302201
INVOICE NO.: 2005911

Jul 31, 2020 PAGE 11

	HOURS	RATE	AMOUNT
PARTNER			
PAUL BURGO	.10	1,075.00	107.50
KIRSTEN C. JACKSON	6.40	600.00	3,840.00
MARC E. KASOWITZ	1.20	1,950.00	2,340.00
RONALD R. ROSSI	41.20	1,150.00	47,380.00
ANN M. ST. PETER-GRIFFITH	15.70	705.00	11,068.50
ASSOCIATE			
MATTHEW LAWRENCE	5.50	475.00	2,612.50
KALITAMARA L. MOODY	10.90	825.00	8,992.50
ANDREW MUIR	92.40	475.00	43,890.00
MAXWELL SANDGRUND	47.40	675.00	31,995.00
PARALEGAL			
SAMUEL RATTIGAN	8.70	195.00	1,696.50

TOTAL FEES \$153,922.50

OFFICIAL RECORDS SEARCH	76.90
PROFESSIONAL SERVICES	443.53
AUTOMATED RESEARCH	1,990.91
DOCUMENT REPRODUCTION	153.18
DOCUMENT DELIVERY	21.79

TOTAL COSTS \$2,686.31

TOTAL FEES AND COSTS \$156,608.81

KASOWITZ BENSON TORRES LLP

1633 BROADWAY
NEW YORK, NEW YORK 10019
(212) 506-1700
FAX: (212) 506-1800

MARC E. KASOWITZ
DIRECT DIAL: 212-506-1710
DIRECT FAX: 212-835-5010
MKASOWITZ@KASOWITZ.COM

ATLANTA
HOUSTON
LOS ANGELES
MIAMI
NEWARK
SAN FRANCISCO
SILICON VALLEY
WASHINGTON DC

October 15, 2020

Joan Davison
HC2, Inc. d/b/a Hire Counsel
225 West Washington Street
Chicago, IL 60606

Re: Hire Counsel v. Delaney

Dear Joan:

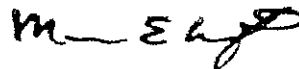
I hope you and your family are safe and well.

I enclose our invoice for professional services rendered and disbursements incurred through August 2020. Also enclosed is a detailed summary of services.

Please let me know if you have any questions.

Best.

Sincerely,



Marc E. Kasowitz

Enclosures

KASOWITZ BENSON TORRES LLP

1633 BROADWAY
NEW YORK, NEW YORK 10019-6799
212-506-1700
FACSIMILE: 212-506-1800

FED. ID. 13-3720397

HC2, Inc. d/b/a Hire Counsel
Joan Davison
225 West Washington Street
Chicago, IL 60606

INVOICE NO.: 2006506

October 15, 2020

RE: Hire Counsel v. Delaney

FOR PROFESSIONAL SERVICES rendered
through the month of August 2020
as reflected on the attached printout.

Fees	\$1,674.50
Less 10% Discount	(167.45)
Total Fees	\$1,507.05
Disbursements	332.91
Current Amount Due	\$1,839.96
Previous Balance	576,675.65
TOTAL AMOUNT DUE	\$578,515.61

5401
12302201

KASOWITZ BENSON TORRES LLP
1633 BROADWAY
NEW YORK, NY 10019-6799

Federal I.D. # 13-3720397

AUGUST 31, 2020

12302201
HC2, Inc. d/b/a Hire Counsel
Hire Counsel v. Delaney

DATE	ATTORNEY OR ASSISTANT	HOURS
07/17/20	DANIEL R. BENSON Work re [REDACTED] re J. Liman decision.	.50
08/03/20	SAMUEL RATTIGAN Confer w/ ARJM re status of hearing transcript on motion to dismiss counterclaims.	.10
08/04/20	SAMUEL RATTIGAN Email w/ SD Reporters re the status of transcript from hearing on Motion to Dismiss Counter-Claims and work updating case file re same.	.30
08/07/20	SAMUEL RATTIGAN Update case file w/ recently filed notice of counsel and review/monitor the Court's Docket to confirm file to be complete.	.20
08/10/20	SAMUEL RATTIGAN Update case discovery folder w/ HC2's responses to Delaney's second discovery requests.	.10
08/11/20	SAMUEL RATTIGAN Update case file w/ recently file Notice of Filing of Transcript and confer w/ ARJM re the Court's error in same.	.20
08/12/20	SAMUEL RATTIGAN Update case Docket file w/ recently filed letter motions and responses to same and work re general file maintenance.	.70
08/13/20	SAMUEL RATTIGAN Work w/ B. Guignard and J. Hernandez re payment of invoice for hearing transcripts.	.20

HC2, Inc. d/b/a Hire Counsel Aug 31, 2020 PAGE 2
FILE NUMBER: 12302201
INVOICE NO.: 2006506

08/14/20	SAMUEL RATTIGAN	.10
	Review/monitor the Court's docket to identify any new filings not in the case Docket folder.	
08/17/20	SAMUEL RATTIGAN	.40
	Work reviewing case file to confirm all recent filings and communications are in same.	
08/18/20	SAMUEL RATTIGAN	.30
	Review/monitor the Court's Docket ot confirm case Docket folder to be complete.	
08/20/20	SAMUEL RATTIGAN	.30
	Monitor/review the Court's Docket to identify any new filings not in the case file and confirm all hearings to be calendared.	
08/25/20	SAMUEL RATTIGAN	.90
	Review/monitor the Court's docket and multiple emails from MAO fwd recent filings and work updating case docket file w/ multiple same.	
08/26/20	SAMUEL RATTIGAN	.30
	Review/monitor the Court's Docket to confirm case Docket folder to be complete.	

TOTAL HOURS 4.60

HC2, Inc. d/b/a Hire Counsel

Aug 31, 2020

PAGE 3

FILE NUMBER: 12302201

INVOICE NO.: 2006506

	HOURS	RATE	AMOUNT
PARTNER			
DANIEL R. BENSON	.50	1,750.00	875.00
PARALEGAL			
SAMUEL RATTIGAN	4.10	195.00	799.50

TOTAL FEES			\$1,674.50
OFFICIAL RECORDS SEARCH			7.30
AUTOMATED RESEARCH			325.61
TOTAL COSTS			\$332.91
TOTAL FEES AND COSTS			\$2,007.41

Ogletree
Deakins

Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1900
Facsimile: (864) 241-1908
www.ogletreedeakins.com

July 27, 2020

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90238562
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through June 30, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$7,059.15
Expenses.....	\$0.00
Total Due This Bill.....	\$7,059.15

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>
		PO Box 89 Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please Include bill numbers / Federal Tax ID:  / DUNS#: 

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington



Page 2
07/27/20
Bill No. 90238562
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through June 30, 2020

Date	Initials	Description	Hours	Amount
06/05/20	VLW	Analyze and review pleadings.	1.70	589.05
06/09/20	MN	Review publications relating to Andrew Delaney.	0.30	120.15
06/09/20	MN	Correspondence with [REDACTED]	0.10	40.05
06/10/20	MN	Begin review of background information on claims [REDACTED]	1.50	600.75
06/11/20	MN	Continue review of voluminous documents received from client; research on Andrew Delaney.	4.60	1,842.30
06/11/20	AA	Download and send all available documents from 1:20 cv 3178.	0.90	186.30
06/12/20	MN	Phone call with [REDACTED]	0.40	160.20
06/12/20	MN	Begin review of deposition transcript of [REDACTED]	2.50	1,001.25
06/15/20	MN	Continue review of [REDACTED] deposition.	0.80	320.40
06/18/20	MN	Confer with Valerie Weiss regarding case status.	0.30	120.15
06/18/20	MN	Continue review of company documents and deposition transcript of [REDACTED]	1.30	520.65
06/22/20	VLW	Analyze and review case documents, including performance documents.	2.30	796.95
06/23/20	MN	Continue review of voluminous company documents.	1.20	480.60
06/24/20	MN	Continue review of [REDACTED] deposition.	0.70	280.35
Total Services:			18.60	7,059.15

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Valerie L. Weiss	Associate	346.50	4.00	1,386.00
Michael Nacchio	Of Counsel	400.50	13.70	5,486.85
Andrea Alexander	Other	207.00	0.90	186.30

Ogletree
Deakins

Page 3
07/27/20
Bill No. 90238562
029879.000036-CRP

TOTAL FEES	\$7,059.15
TOTAL EXPENSES	\$0.00
TOTAL THIS BILL	\$7,059.15



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1900
Facsimile: (864) 241-1908
www.ogletreedeakins.com

August 11, 2020

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90256490
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through July 31, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$19,926.00
Expenses	\$1,115.00
Total Due This Bill	\$21,041.00

Wire Payments	ACH Payments	Check Payments
		PO Box 89 Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
08/11/20
Bill No. 90256490
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through July 31, 2020

Date	Initials	Description	Hours	Amount
07/07/20	MN	Review and respond to email from [REDACTED] [REDACTED] about upcoming motion date.	0.20	80.10
07/13/20	MN	Strategy call with [REDACTED]	0.80	320.40
07/13/20	MN	Continue further review of company documents and motions received from [REDACTED]	2.20	881.10
07/14/20	MN	Continue review of case documents, including complaint and counterclaim; timeline documents; motion to dismiss counterclaim; spreadsheets created by [REDACTED] and related documentation for fact investigation/development; review of Delaney's written discovery responses and document productions.	4.70	1,882.35
07/14/20	MN	Communications with [REDACTED] call to [REDACTED]	0.20	80.10
07/14/20	MN	Confer with [REDACTED] about [REDACTED] case.	0.30	120.15
07/15/20	MN	Call with [REDACTED] [REDACTED] including preparations.	1.10	440.55
07/15/20	MN	Continue review of voluminous documents and case filings.	2.80	1,121.40
07/15/20	MN	Communications with [REDACTED] by email and telephone.	0.30	120.15
07/15/20	MN	Conference call with [REDACTED] [REDACTED]	0.90	360.45
07/15/20	MN	Review transcripts of [REDACTED] [REDACTED]	1.30	520.65
07/15/20	MN	Call with [REDACTED] about [REDACTED] [REDACTED]	0.60	240.30
07/16/20	MN	Continue review of [REDACTED] created by [REDACTED] [REDACTED] relating to [REDACTED]	1.40	560.70
07/16/20	MN	Communications with [REDACTED] and with [REDACTED]	0.40	160.20

Ogletree
Deakins

Page 3
08/11/20
Bill No. 90256490
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		[REDACTED] regarding case documents.		
07/16/20	MN	Analysis of [REDACTED] in regards to Delaney litigation.	0.50	200.25
07/16/20	MN	Continue review of [REDACTED] and [REDACTED] including [REDACTED]	5.70	2,282.85
07/16/20	VLW	Begin drafting responses to second set of interrogatories.	4.80	1,663.20
07/17/20	MN	Analysis of Delaney's written discovery responses.	0.80	320.40
07/17/20	MN	Confer with [REDACTED] about c [REDACTED] in light of dismissal of counterclaim.	0.20	80.10
07/17/20	MN	Call with [REDACTED] about [REDACTED]	0.20	80.10
07/17/20	MN	Analysis of case strategy [REDACTED]	0.40	160.20
07/20/20	MN	Strategy call with [REDACTED] about [REDACTED]	0.40	160.20
07/20/20	MN	Confer with Valerie Weiss [REDACTED]	0.20	80.10
07/20/20	MN	Continue analysis of plaintiff's written discovery deficiencies.	0.50	200.25
07/20/20	MN	Draft notice of deposition of Defendant.	0.40	160.20
07/20/20	MN	Draft deficiency letter to Defendant regarding written discovery responses and prepare deficiency letter to plaintiff; related letter pertaining to Delaney's deposition notices to HC2.	3.50	1,401.75
07/21/20	MN	Email communications with [REDACTED]	0.40	160.20
07/21/20	MN	Review and revise deficiency letter, letter canceling depositions, and notice of deposition.	0.90	360.45
07/21/20	MN	Phone call with [REDACTED]	0.50	200.25
07/21/20	MN	Email and phone case status communications with [REDACTED]	0.70	280.35
07/22/20	MN	Draft outreach email to Delaney's counsel [REDACTED]	0.30	120.15
07/22/20	MN	Continue analysis of [REDACTED] and [REDACTED] review of [REDACTED]	3.60	1,441.80

Ogletree Deakins

Page 4
 08/11/20
 Bill No. 90256490
 029879.000036-CRP

Date	Initials	Description	Hours	Amount
		[REDACTED] includes direction to research support assistant.		
07/22/20	MN	Download and organize voluminous document productions from [REDACTED]	0.50	200.25
07/22/20	MN	Begin analysis of Delaney document production; thai language documentation requiring translation.	0.70	280.35
07/23/20	MN	Communications with [REDACTED] about [REDACTED]	0.30	120.15
07/23/20	MN	Continue analysis of the parties first written discovery responses and objections.	0.80	320.40
07/23/20	MN	Cause and analyze voluminous file intake of Rotman declaration exhibits [REDACTED]	0.30	120.15
07/24/20	MN	Review and analyze Delaney's document production.	1.40	560.70
07/24/20	MN	Communications (email and telephone) with Transperfect Legal Solutions [REDACTED]	0.20	80.10
07/24/20	MN	Review [REDACTED]	0.20	80.10
07/24/20	MN	Call with [REDACTED] about [REDACTED]	0.20	80.10
07/27/20	MN	Prepare follow up email to Delaney's counsel.	0.20	80.10
07/29/20	MN	Email correspondence with Delaney's counsel about settlement overture and related planning.	0.20	80.10
07/29/20	MN	Confer with [REDACTED] about [REDACTED]s.	0.20	80.10
07/29/20	MN	Review pertinent documents from [REDACTED] and prep for call with Delaney's counsel.	1.20	480.60
07/29/20	MN	Preliminary overview of [REDACTED] articles produced by Delaney.	0.30	120.15
07/30/20	MN	Phone call with Delaney's counsel, Robert Rotman.	0.40	160.20
07/30/20	MN	Continue review of [REDACTED].	0.50	200.25
07/30/20	MN	Phone call with [REDACTED] about outcome of call with Delaney's counsel.	0.50	200.25
07/30/20	MN	Phone call with [REDACTED] call to [REDACTED]	0.40	160.20
07/31/20	MN	Confer with Valerie Weiss about written discovery responses due August 10th and prospective amended complaint.	0.30	120.15
07/31/20	MN	Follow up phone call with Delaney's counsel about settlement overture; email to [REDACTED]	0.40	160.20

Ogletree
Deakins

Page 5
08/11/20
Bill No. 90256490
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		about same.		
Total Services:			50.40	19,926.00

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Valerie L. Weiss	Associate	346.50	4.80	1,663.20
Michael Nacchio	Of Counsel	400.50	45.60	18,262.80

Expenses

Description	Amount
VENDOR: TransPerfect [REDACTED] International, INVOICE#: 1914482 DATE: 7/31/2020	1,115.00
Professional Fees - TransPerfect [REDACTED] International, - [REDACTED] Document - on 07/31/20	
Total Expenses	1,115.00

TOTAL FEES	\$19,926.00
TOTAL EXPENSES	\$1,115.00
TOTAL THIS BILL	\$21,041.00



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

September 11, 2020

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90273991
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through August 31, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$37,188.45
Expenses	\$0.00
Total Due This Bill	\$37,188.45

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>
		PO Box 89 Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Ogletree
Deakins

Page 2
09/11/20
Bill No. 90273991
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through August 31, 2020

Date	Initials	Description	Hours	Amount
08/03/20	MN	Call with [REDACTED] regarding [REDACTED] [REDACTED]	0.20	80.10
08/03/20	MN	Continue review of Delaney's document production; [REDACTED]	1.30	520.65
08/03/20	MN	Begin analysis of Plaintiff's amended counterclaims.	0.80	320.40
08/03/20	VLW	Draft Plaintiff's interrogatory responses to Defendant.	2.90	1,004.85
08/04/20	MN	Draft mediation statement for August 12th settlement conference, including revisions thereto.	8.80	3,524.40
08/04/20	MN	Initial review of document responses prepared by Valerie Weiss and attendant issues for follow up.	0.50	200.25
08/04/20	VLW	Continue drafting Plaintiff's responses to Defendant's second set of document requests.	3.50	1,212.75
08/04/20	VLW	Continue drafting Plaintiff's responses to Defendant's set of interrogatories.	3.70	1,282.05
08/05/20	MN	Continue review and revisions of responses to Defendant's second request for documents prepared by Valerie Weiss.	1.40	560.70
08/05/20	MN	Confer with Valerie Weiss about [REDACTED] discovery [REDACTED]	0.80	320.40
08/05/20	MN	Review and revisions of responses to Defendant's second interrogatories prepared by Valerie Weiss.	1.70	680.85
08/05/20	VLW	Continue drafting interrogatory responses.	3.20	1,108.80
08/05/20	VLW	Draft substitution of counsel.	0.20	69.30
08/05/20	VLW	Begin drafting responses to requests for admissions.	1.10	381.15
08/06/20	MN	Phone call with [REDACTED] about [REDACTED]	0.20	80.10
08/06/20	MN	Analysis of the Amended Counterclaim.	1.00	400.50

Ogletree Deakins

Page 3
 09/11/20
 Bill No. 90273991
 029879.000036-CRP

Date	Initials	Description	Hours	Amount
08/07/20	MN	Finalize settlement statement and send same to [REDACTED]	0.40	160.20
08/07/20	MN	Further review and revisions to settlement statement after [REDACTED] submission of same to Magistrate Judge Fox.	1.60	640.80
08/07/20	MN	Review and revise objections and responses to Delaney's Second Requests for Admissions, Second Interrogatories, and Second Request for Production of Documents.	3.60	1,441.80
08/07/20	MN	Draft and file notice of appearance.	0.40	160.20
08/07/20	VLW	Continue drafting responses to Defendant's requests for admission.	1.50	519.75
08/07/20	VLW	Revise discovery responses based on comments from [REDACTED]	0.40	138.60
08/08/20	MN	Review email from [REDACTED] confer with [REDACTED]	0.10	40.05
08/10/20	MN	Further review and revisions to voluminous responses to second requests for admission, second document demands, and second interrogatories from Delaney; includes related correspondence about same with [REDACTED] and Valerie Weiss.	3.60	1,441.80
08/10/20	MN	Analysis of amended counterclaims and related case law authority.	1.70	680.85
08/10/20	MN	Begin drafting motion to dismiss amended counterclaims.	2.30	921.15
08/10/20	MN	Review Court's July 17, 2020 decision granting motion to dismiss counterclaims.	0.30	120.15
08/10/20	VLW	Revise responses to Defendant's discovery requests.	1.60	554.40
08/11/20	MN	Continue drafting brief in support of motion to dismiss counterclaims.	9.20	3,684.60
08/11/20	MN	Prepare for tomorrow's settlement conference.	0.40	160.20
08/11/20	MN	Draft and file extension request to respond to amended counterclaim; review Delaney's letter response.	0.40	160.20
08/11/20	AA	Searches in Westlaw, Bloomberg, and miscellaneous sources for information addressing [REDACTED] [REDACTED] Summarizing results and sending to requesting attorney along with cases.	2.10	434.70
08/12/20	MN	Preparation call with [REDACTED]	0.30	120.15
08/12/20	MN	Confer with Valerie Weiss about motion to dismiss	0.20	80.10

Ogletree
Deakins

Page 4
09/11/20
Bill No. 90273991
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		arguments.		
08/12/20	MN	Email communications with [REDACTED] relating to motion to dismiss amended counterclaims.	0.10	40.05
08/12/20	MN	Review voicemail from court and respond; pre conference telephone call with chambers regarding settlement statement and Delaney's failure to submit.	0.10	40.05
08/12/20	MN	Represent client at settlement teleconference.	0.50	200.25
08/12/20	MN	Continue drafting brief in support of motion to dismiss amended counterclaims.	9.40	3,764.70
08/12/20	VLW	Begin researching New York state and federal case law to oppose counterclaim regarding abuse of process.	2.30	796.95
08/13/20	MN	Continue drafting brief in support of motion to dismiss.	4.60	1,842.30
08/13/20	VLW	Continue researching New York state and federal case law to oppose counterclaim regarding abuse of process.	1.00	346.50
08/13/20	VLW	Draft abuse of process legal argument section of brief in support of motion to dismiss.	2.20	762.30
08/13/20	VLW	Revise brief in support of motion to dismiss amended counterclaims.	1.10	381.15
08/14/20	MN	Revisions to opening brief to motion to dismiss.	1.20	480.60
08/14/20	MN	Communications with [REDACTED] about [REDACTED] about motion to dismiss.	0.30	120.15
08/15/20	MN	Continue revision and proofing of brief in support of motion to dismiss counterclaims.	0.90	360.45
08/17/20	MN	Continue review and revisions to motion to dismiss opening brief based particularly on [REDACTED] comments.	4.20	1,682.10
08/17/20	MN	Send [REDACTED] deposition notice to [REDACTED] planning relating to same.	0.20	80.10
08/20/20	MN	Email to Plaintiff's counsel relating to deposition adjournments.	0.10	40.05
08/21/20	MN	Review email with deposition notices attached from Delaney's counsel, plan for deadlines, and email about same to [REDACTED]	0.40	160.20
08/24/20	MN	Email correspondence with Delaney's counsel regarding depositions and review of "reasonable notice" standards under Rule 30.	0.50	200.25
08/24/20	MN	Analyze Delaney's response to email adjourning deposition, including drafting and filing letter	2.10	841.05

Ogletree
Deakins

Page 5
09/11/20
Bill No. 90273991
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		application to the Court for a conference, and attendant efforts that include phone call conferral with Plaintiff's counsel, review of [REDACTED] [REDACTED]		
08/24/20	MN	Finalize substitution of counsel and email same to [REDACTED]	0.30	120.15
08/24/20	MN	Confer with [REDACTED] by email about deposition scheduling issues.	0.30	120.15
08/25/20	MN	Review plaintiff's letter response to the Court for a conference.	0.50	200.25
08/25/20	MN	Further Communications with [REDACTED] at [REDACTED] about Delaney depositions; review [REDACTED]	0.50	200.25
08/25/20	MN	Prepare response letter to opposition to letter-motion for conference; communications about same with [REDACTED]	0.60	240.30
08/25/20	MN	Finalize and file substitution of counsel.	0.30	120.15
08/25/20	MN	Draft second notice of deposition to Defendant; send same.	0.30	120.15
08/27/20	MN	Review ECF notification granting Court Order, advise [REDACTED] of same, and calendar and plan for conference.	0.10	40.05
08/28/20	MN	Review filings, discovery responses, and prepare for telephone conference.	0.70	280.35
08/28/20	MN	Appear for HC2 at court mandated status conference.	0.40	160.20
08/28/20	MN	Phone call with [REDACTED] and correspondence to [REDACTED] relating to outcome of discovery conference; related follow up correspondence with [REDACTED] about conferral before September 9 Plaintiff's deposition.	0.40	160.20
08/31/20	MN	Review docket sheet and preparations to order minutes of 8/27 hearing as directed by Judge Liman.	0.20	80.10
Total Services:			97.20	37,188.45

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Valerie L. Weiss	Associate	346.50	24.70	8,558.55
Michael Nacchio	Of Counsel	400.50	70.40	28,195.20
Andrea Alexander	Other	207.00	2.10	434.70

Ogletree
Deakins

Page 6
09/11/20
Bill No. 90273991
029879.000036-CRP

TOTAL FEES	\$37,188.45
TOTAL EXPENSES	\$0.00
TOTAL THIS BILL	\$37,188.45



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law
Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

October 18, 2020

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90294311
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through September 30, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$17,858.25
Expenses	\$1,995.74
Total Due This Bill	\$19,853.99

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>
		PO Box 89 Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
10/18/20
Bill No. 90294311
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through September 30, 2020

Date	Initials	Description	Hours	Amount
09/01/20	MN	Send Delaney's opposition filing to [REDACTED] [REDACTED] related communications.	0.40	160.20
09/01/20	MN	Review inquiry from [REDACTED] [REDACTED] and multiple ensuing communications about same with [REDACTED]	0.80	320.40
09/01/20	MN	Analysis of Plaintiff's opposition filing.	0.50	200.25
09/01/20	MN	Return phone call to [REDACTED] in regards to [REDACTED]	0.10	40.05
09/01/20	MN	Strategy call with [REDACTED] [REDACTED]	0.70	280.35
09/01/20	MN	Phone call with [REDACTED] about [REDACTED]	0.20	80.10
09/01/20	MN	Review transcript of [REDACTED] [REDACTED]	0.30	120.15
09/02/20	MN	Analysis of plaintiff's opposition brief.	0.70	280.35
09/02/20	MN	Begin drafting reply brief to motion to dismiss.	4.70	1,882.35
09/03/20	MN	Continue drafting reply brief in support of motion to dismiss amended counterclaims.	8.80	3,524.40
09/03/20	VLW	Begin drafting reply brief argument regarding abuse of process counterclaim.	1.30	450.45
09/04/20	MN	Revisions to reply brief in support of motion to dismiss, finalize document and send same to [REDACTED]	4.20	1,682.10
09/04/20	VLW	Continue drafting reply brief argument regarding abuse of process counterclaim.	1.00	346.50
09/08/20	MN	Phone calls with [REDACTED] [REDACTED]	0.80	320.40
09/08/20	MN	Prepare for tomorrow deposition of Plaintiff.	3.50	1,401.75
09/08/20	MN	Review revisions of [REDACTED] [REDACTED] reply brief; incorporate same and	2.10	841.05

Ogletree
Deakins

Page 3
10/18/20
Bill No. 90294311
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		finalize brief; file same with the Court.		
09/09/20	MN	Continue final preparations for Plaintiff's deposition.	3.00	1,201.50
09/09/20	MN	Appear for HC2 and conduct deposition of Defendant Andrew Delaney.	6.70	2,683.35
09/10/20	MN	Confer with [REDACTED] about plaintiff's deposition.	0.70	280.35
09/10/20	MN	Begin analysis and preparation of post-deposition written discovery.	1.80	720.90
09/10/20	MN	Phone call with [REDACTED] about [REDACTED]	0.70	280.35
09/14/20	MN	Review rough version of Delaney deposition.	0.30	120.15
09/21/20	MN	Review draft deposition of plaintiff.	0.30	120.15
09/23/20	MN	Review protective order regarding designation of deposition testimony as confidential.	0.20	80.10
09/28/20	MN	Review generally plaintiff's deposition, send same to [REDACTED] and review and respond to Plaintiff's request for transcript, including analysis of [REDACTED]	0.70	280.35
09/28/20	MN	Confer with Valerie Weiss about [REDACTED]	0.40	160.20
Total Services:			44.90	17,858.25

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Valerie L. Weiss	Associate	346.50	2.30	796.95
Michael Nacchio	Of Counsel	400.50	42.60	17,061.30

Expenses

Description	Amount
VENDOR: U. S. Bank INVOICE#: 4275076409151408 DATE: 9/15/2020	103.74
Jill E. Glassman - Deposition/Transcript - Deposition/Court Transcription. Michael Nacchio #: 4761 deponent: (N-A) vendor: (N-A) on 09/02/20	
VENDOR: Diana L. R. Senatore, CSR INVOICE#: 20033 DATE: 9/23/2020	1,892.00
Depositions/Transcripts - Diana L. R. Senatore, CSR - Deposition of Andrew Delaney. - on 09/09/20 - Andrew Delaney	
Total Expenses	1,995.74

TOTAL FEES \$17,858.25
 TOTAL EXPENSES \$1,995.74
 TOTAL THIS BILL \$19,853.99



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

November 13, 2020

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90312290
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through October 31, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$4,886.10
Expenses	\$0.00
Total Due This Bill	\$4,886.10

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
11/13/20
Bill No. 90312290
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through October 31, 2020

Date	Initials	Description	Hours	Amount
10/02/20	MN	Planning for next steps and discovery obligations; review case management plan.	0.20	80.10
10/05/20	MN	Review protective order and draft letter to Defendant to designate as confidential Defendant's deposition transcript.	0.30	120.15
10/05/20	MN	Review defendant's deposition transcript.	1.60	640.80
10/05/20	MN	Draft affirmative post deposition request for admission to defendant.	0.30	120.15
10/05/20	MN	Draft affirmative post deposition requests for production.	0.40	160.20
10/06/20	MN	Continue review of Delaney's deposition transcript.	0.50	200.25
10/07/20	MN	Review docket sheet and facilitate ordering of TRO transcript [REDACTED].	0.20	80.10
10/07/20	MN	Finalize and service post-deposition written discovery to plaintiff; letter designation Delaney transcript as confidential.	1.00	400.50
10/27/20	MN	Analysis of discovery deadlines and planning for next steps.	0.20	80.10
10/27/20	MN	Begin analysis and [REDACTED].	1.00	400.50
10/28/20	MN	Review plaintiff's deposition errata sheet.	0.30	120.15
10/29/20	MN	Continue analysis and digest of [REDACTED].	5.60	2,242.80
10/30/20	MN	Analysis relating to deposition exhibits from Plaintiff's deposition.	0.30	120.15
10/30/20	MN	Analysis of scope of HC2 disclosures [REDACTED].	0.30	120.15
Total Services:			12.20	4,886.10

Ogletree
Deakins

Page 3
11/13/20
Bill No. 90312290
029879.000036-CRP

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Michael Nacchio	Of Counsel	400.50	12.20	4,886.10
TOTAL FEES				\$4,886.10
TOTAL EXPENSES				\$0.00
TOTAL THIS BILL				\$4,886.10



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

December 31, 2020

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90333231
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through November 30, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees\$4,005.00
Expenses.....\$0.00

Total Due This Bill\$4,005.00

Wire Payments	ACH Payments	Check Payments

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington



Page 2
12/31/20
Bill No. 90333231
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through November 30, 2020

Date	Initials	Description	Hours	Amount
11/06/20	MN	Review case status.	0.20	80.10
11/06/20	MN	Correspondence with [REDACTED]	0.10	40.05
11/10/20	MN	Strategy call with [REDACTED]	0.40	160.20
11/10/20	MN	Communications with [REDACTED]	0.10	40.05
11/10/20	MN	Analysis relating to litigation strategy for remainder of case, including review discovery deadlines, review of plaintiff's deposition testimony [REDACTED]	1.00	400.50
11/10/20	MN	Draft letter to Plaintiff's counsel relating to outstanding responses to post-deposition discovery demands.	0.50	200.25
11/10/20	MN	Analysis of case law on [REDACTED]	1.50	600.75
11/11/20	MN	Continue analysis of [REDACTED] case law in regards to [REDACTED]	1.50	600.75
11/11/20	MN	Prepare detailed email to [REDACTED] enclosing analysis explaining [REDACTED]	1.00	400.50
11/11/20	MN	Email correspondence with [REDACTED] about strategy going forward.	0.30	120.15
11/11/20	MN	Phone call with [REDACTED] about strategy going forward.	0.20	80.10
11/19/20	MN	Phone call with [REDACTED] regarding next steps.	0.40	160.20
11/20/20	MN	Draft letter to the Court informing on the status of	0.80	320.40

Ogletree
Deakins

Page 3
12/31/20
Bill No. 90333231
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		discovery in advance of the November 30, 2020 discovery end date.		
11/20/20	MN	Communications with Plaintiff's counsel, [REDACTED] [REDACTED] about discovery letter report to Court.	0.50	200.25
11/23/20	MN	Finalize and file discovery dispute letter.	0.30	120.15
11/30/20	MN	Review and analyze Court order and draft letter to Court for clarification of same; related communications with [REDACTED] [REDACTED] about same.	1.20	480.60
Total Services:			10.00	4,005.00

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Michael Nacchio	Of Counsel	400.50	10.00	4,005.00

TOTAL FEES	\$4,005.00
TOTAL EXPENSES	\$0.00
TOTAL THIS BILL	\$4,005.00



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law
Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

February 15, 2021

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90349870
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through December 31, 2020, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$5,995.80
Expenses	\$0.00
Total Due This Bill	\$5,995.80

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>
		PO Box 89 Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
02/15/21
Bill No. 90349870
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through December 31, 2020

Date	Initials	Description	Hours	Amount
12/01/20	MN	Further work toward obtaining pre-March 18th versions of NYC and CDC health guidance as directed by Court's November 30th Order, including communications with [REDACTED] and [REDACTED] and ultimate revisions to letter seeking clarification of November 30, 2020 Order and electronic filing of same.	1.00	400.50
12/01/20	MN	Review declaration filed by defendant's counsel annexing guidance and executive order as directed by the court.	0.20	80.10
12/02/20	MN	Analysis of [REDACTED] respond to email about same from [REDACTED]	0.70	280.35
12/02/20	MN	Draft letter to the Court regarding Defendant's submission of new information with his declaration; includes revisions.	1.80	720.90
12/02/20	MN	Analysis of Defendant's declaration, defendant's enclosed exhibits of agency guidance, and additional research into any new case law since filing of motion to dismiss regarding [REDACTED]	2.30	921.15
12/03/20	MN	Review Plaintiff's letter filed in response to our letter to strike new allegations from declaration.	0.10	40.05
12/03/20	MN	Analysis of [REDACTED]	0.30	120.15
12/08/20	MN	Calls with [REDACTED]	0.20	80.10
12/18/20	MN	Review and analyze Court's 32 page decision granting motion to dismiss counterclaims.	0.80	320.40

Ogletree
Deakins

Page 3
02/15/21
Bill No. 90349870
029879.000036-CRP

Date	Initials	Description	Hours	Amount
12/18/20	VLW	Analyze and review order and opinion granting HC2's Motion to Dismiss Defendant's counterclaims.	0.30	103.95
12/21/20	MN	Continue review and analysis of 32 page decision dismissing Delaney's counterclaims.	1.60	640.80
12/23/20	MN	Prepare for January 5, 2021 court appearance by [REDACTED]	0.70	280.35
12/23/20	MN	Phone call with [REDACTED]	0.20	80.10
12/28/20	MN	Review plaintiffs threatened Rule 11 motion, filed motion to dismiss for lack of jurisdiction, and send same to [REDACTED]	0.70	280.35
12/28/20	MN	Analysis of subject matter jurisdiction and [REDACTED]	0.80	320.40
12/28/20	MN	Phone call with [REDACTED] relating to Delaney's motion to dismiss.	0.30	120.15
12/28/20	MN	Phone call [REDACTED]	0.40	160.20
12/28/20	MN	Review [REDACTED]	0.30	120.15
12/28/20	VLW	Analyze and review Defendant's motion to dismiss based on lack of subject matter jurisdiction and [REDACTED]	0.40	138.60
12/28/20	VLW	Analyze and review motion to dismiss based on diversity jurisdiction [REDACTED]	0.80	277.20
12/28/20	VLW	Email [REDACTED] regarding Plaintiff's motion to dismiss.	0.20	69.30
12/29/20	MN	Further review of [REDACTED]	0.90	360.45
12/30/20	MN	Respond to [REDACTED]	0.20	80.10
Total Services:			15.20	5,995.80

Ogletree
Deakins

Page 4
02/15/21
Bill No. 90349870
029879.000036-CRP

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Valerie L. Weiss	Associate	346.50	1.70	589.05
Michael Nacchio	Of Counsel	400.50	13.50	5,406.75
TOTAL FEES				\$5,995.80
TOTAL EXPENSES				\$0.00
TOTAL THIS BILL				\$5,995.80



Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

February 15, 2021

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90368402
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through January 31, 2021, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$38,976.30
Expenses	\$0.00
Total Due This Bill.....	\$38,976.30

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: / DUNS#:

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Morristown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
02/15/21
Bill No. 90368402
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)

ALLIANZ Claim No. SF-USFF03539920

1:20-cv-03178-LJL

For professional services rendered through January 31, 2021

Date	Initials	Description	Hours	Amount
01/04/21	MN	Analysis related to Delaney's motion to dismiss for lack of jurisdiction, including conferral with Valerie Weiss.	1.60	640.80
01/04/21	MN	Phone and email communications with [REDACTED] relating to [REDACTED]	0.80	320.40
01/04/21	MN	Review [REDACTED]	0.20	80.10
01/04/21	MN	Analysis of [REDACTED]	1.50	600.75
01/04/21	VLW	Analyze and review motion to dismiss based on subject matter jurisdiction to assess arguments for opposition motion.	0.70	242.55
01/04/21	VLW	Research Second Circuit law regarding whether [REDACTED]	2.10	727.65
01/05/21	MN	Appear for Plaintiff at court's status conference.	0.60	240.30
01/05/21	MN	Confer [REDACTED] with [REDACTED] and General Counsel about risks relating to Delaney's motion to dismiss and Rule 11 motion.	0.80	320.40
01/05/21	MN	Prepare for today's Court appearance later today by reviewing [REDACTED]	2.60	1,041.30

Ogletree
Deakins

Page 3
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		[REDACTED]		
01/05/21	MN	Review Delaney's cited cases bearing on his motion to dismiss for lack of subject matter jurisdiction.	1.30	520.65
01/05/21	MN	Confer with [REDACTED] about [REDACTED] and motion to dismiss.	0.40	160.20
01/05/21	MN	Review docketed orders from the Court issued today.	0.20	80.10
01/05/21	VLW	Begin drafting statement of facts of opposition to motion to dismiss.	1.00	346.50
01/05/21	VLW	Research [REDACTED]	2.30	796.95
01/05/21	VLW	Begin drafting preliminary statement section of brief.	1.30	450.45
01/05/21	VLW	Research [REDACTED]	2.30	796.95
01/06/21	MN	Prepare and file extension request to oppose motion to dismiss; review order denying same and send same to [REDACTED]	0.40	160.20
01/06/21	MN	Continued analysis of [REDACTED]	0.90	360.45
01/06/21	MN	Participate in client call with [REDACTED]	0.50	200.25
01/06/21	MN	Review Delaney deposition transcript in regards to [REDACTED]	0.80	320.40
01/06/21	MN	Review and revise draft declaration for [REDACTED] in support of opposition to motion to dismiss prepared by Valerie Weiss.	1.20	480.60
01/06/21	MN	Call with [REDACTED] about [REDACTED]	0.30	120.15

Ogletree
Deakins

Page 4
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
01/06/21	MN	Review [REDACTED] [REDACTED] [REDACTED]	0.50	200.25
01/06/21	MN	Confer with Valerie Weiss about [REDACTED] [REDACTED]	0.40	160.20
01/06/21	MN	Review [REDACTED]	0.20	80.10
01/06/21	VLW	Draft declaration of [REDACTED] [REDACTED] in support of Plaintiff's opposition to Defendant's motion to dismiss for lack of subject matter jurisdiction.	2.20	762.30
01/06/21	VLW	Call with client [REDACTED] [REDACTED] regarding [REDACTED]	0.50	173.25
01/06/21	VLW	Research 2nd Circuit case law regarding [REDACTED] [REDACTED]	3.60	1,247.40
01/06/21	VLW	Begin drafting legal argument section of [REDACTED] [REDACTED]	2.00	693.00
01/07/21	MN	Continue review and revision to [REDACTED] affidavit.	1.80	720.90
01/07/21	MN	Review Delaney's "exhibits" [REDACTED] in regards to [REDACTED]	0.30	120.15
01/07/21	MN	Analysis of case law relating to [REDACTED] [REDACTED]	1.20	480.60
01/07/21	MN	Draft letter-motion to compel production of [REDACTED]	3.40	1,361.70
01/07/21	MN	Review [REDACTED] draft declaration prepared by Valerie Weiss.	0.40	160.20
01/07/21	MN	Continue analysis of [REDACTED] [REDACTED]	1.50	600.75
01/07/21	VLW	Revise [REDACTED] declaration and email same to [REDACTED]	0.20	69.30
01/07/21	VLW	Draft legal argument section regarding [REDACTED] [REDACTED]	2.10	727.65
01/07/21	VLW	Call with [REDACTED] [REDACTED] regarding information about [REDACTED] [REDACTED]	0.60	207.90

Ogletree
Deakins

Page 5
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
01/07/21	VLW	Begin researching [REDACTED] [REDACTED]	0.70	242.55
01/08/21	MN	Revise and send letter to Delaney's counsel amending confidentiality designations.	0.20	80.10
01/08/21	MN	Review and revise [REDACTED]; research and add additional supporting case law.	1.20	480.60
01/08/21	MN	Correspondence with [REDACTED] and [REDACTED] about [REDACTED]	0.50	200.25
01/08/21	MN	Review and revisions to draft affidavits for [REDACTED] [REDACTED] in opposition to Plaintiff's motion to dismiss.	1.80	720.90
01/08/21	MN	Draft and file letter to Court seeking leave to preserve right to [REDACTED] is established.	0.30	120.15
01/08/21	VLW	Research Second Circuit case law regarding [REDACTED] [REDACTED]	1.80	623.70
01/08/21	VLW	Call with [REDACTED] to discuss information for [REDACTED] [REDACTED]	0.30	103.95
01/08/21	VLW	Call with [REDACTED] to discuss [REDACTED] [REDACTED]	0.40	138.60
01/08/21	VLW	Draft declaration of [REDACTED] in support of Plaintiff's opposition to Defendant's Motion to Dismiss.	0.70	242.55
01/08/21	VLW	Draft declaration of [REDACTED] in support of Plaintiff's opposition to Defendant's Motion to Dismiss.	1.00	346.50
01/08/21	VLW	Revise declaration of [REDACTED] in support of Plaintiff's opposition to Defendant's Motion to Dismiss.	0.80	277.20
01/08/21	VLW	Revise declaration of [REDACTED]	0.40	138.60
01/08/21	VLW	Begin drafting legal argument section regarding compliance with local rule 26.1.	1.30	450.45
01/08/21	VLW	Continue drafting statement of facts section of the brief.	1.70	589.05
01/08/21	VLW	Analyze and review multiple emails from [REDACTED] [REDACTED] with information to include supporting declarations, such as [REDACTED]	0.90	311.85

Ogletree
Deakins

Page 6
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
01/09/21	MN	[REDACTED] Further review and revisions to latest drafts of affidavits for [REDACTED] [REDACTED]	1.10	440.55
01/09/21	MN	Review and revise first and second rough drafts of opposition brief.	2.80	1,121.40
01/09/21	MN	Call with [REDACTED] about [REDACTED] [REDACTED]	0.30	120.15
01/09/21	MN	Review [REDACTED] [REDACTED]	0.20	80.10
01/09/21	VLW	Multiple revisions to declarations of [REDACTED] [REDACTED] based on comments from [REDACTED] [REDACTED]	2.30	796.95
01/09/21	VLW	Research Second Circuit case law [REDACTED] [REDACTED] [REDACTED]	1.70	589.05
01/09/21	VLW	Draft declaration of [REDACTED] in support of opposition to Plaintiff's motion.	0.50	173.25
01/09/21	VLW	Draft legal argument sections of brief regarding [REDACTED] [REDACTED]	2.00	693.00
01/09/21	VLW	Draft legal argument section regarding [REDACTED] [REDACTED]	0.30	103.95
01/09/21	VLW	Draft legal argument section regarding the [REDACTED] [REDACTED]	2.00	693.00
01/09/21	VLW	Continue drafting legal argument regarding [REDACTED] [REDACTED]	1.70	589.05
01/09/21	VLW	Begin revising brief based on comments from Michael Nacchio.	0.10	34.65
01/10/21	MN	Review continued revisions to latest drafts of HC2 [REDACTED] [REDACTED] affidavits for opposition to Delaney's motion to dismiss, including review and responses to [REDACTED] [REDACTED], Stephanos Zannikos, and client executive management team.	1.20	480.60
01/10/21	MN	Review and revisions to latest drafts of opposition brief to motion to dismiss.	1.60	640.80
01/10/21	VLW	Multiple revisions of legal brief in support of opposition to motion to dismiss, based on [REDACTED] [REDACTED] client Stephanos Zannikos.	3.40	1,178.10
01/10/21	VLW	Multiple revisions for declaration of [REDACTED] [REDACTED]	1.90	658.35

Ogletree
Deakins

Page 7
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		[REDACTED]		
01/10/21	VLW	Revise [REDACTED] declaration.	0.30	103.95
01/11/21	MN	Final review and revisions to opposition brief to motion to dismiss, affidavits, and supporting exhibits; includes related correspondence about same with [REDACTED] and Valerie Weiss.	4.80	1,922.40
01/11/21	MN	Review and analyze [REDACTED] [REDACTED] [REDACTED] [REDACTED]	0.50	200.25
01/11/21	MN	Correspondence and phone calls [REDACTED] [REDACTED] about opposition filing.	0.80	320.40
01/11/21	VLW	Research [REDACTED] [REDACTED]	0.20	69.30
01/11/21	VLW	Draft declaration of Michael Nacchio, and multiple revisions [REDACTED] [REDACTED]	2.70	935.55
01/11/21	VLW	Draft Local Civil Rule 26.1 statement.	0.40	138.60
01/11/21	VLW	Multiple revisions to brief [REDACTED] [REDACTED]	2.90	1,004.85
01/11/21	VLW	Finalize brief and all declarations.	1.30	450.45
01/11/21	VLW	Gather and prepare exhibits to declaration of Michael Nacchio.	0.50	173.25
01/11/21	AA	Generate [REDACTED] [REDACTED]	0.60	124.20
01/12/21	MN	Review [REDACTED] [REDACTED] [REDACTED] [REDACTED]	0.80	320.40
01/12/21	MN	Review mediation order; confer with [REDACTED] [REDACTED] about same.	0.10	40.05
01/13/21	MN	Review Delaney's Rule 11 threatened sanctions motion.	0.40	160.20
01/14/21	MN	Review notice of appeal and IFP petition filed by Andrew Delaney and analysis of next steps.	0.30	120.15
01/14/21	MN	Analysis of Delaney's obligations under [REDACTED] [REDACTED] [REDACTED]	0.30	120.15
01/14/21	MN	Confer with Valerie Weiss about [REDACTED] [REDACTED]	0.20	80.10

Ogletree
Deakins

Page 8
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
01/14/21	MN	Analysis of Delaney's obligations under [REDACTED] [REDACTED] [REDACTED]	1.20	480.60
01/14/21	MN	Prepare email to [REDACTED] enclosing and explaining Delaney's [REDACTED] [REDACTED]	0.30	120.15
01/14/21	MN	Email correspondence with [REDACTED] [REDACTED] regarding [REDACTED] [REDACTED]	0.20	80.10
01/14/21	VLW	Analyze and review [REDACTED] [REDACTED]	0.30	103.95
01/14/21	VLW	Research [REDACTED] [REDACTED] [REDACTED]	0.50	173.25
01/15/21	MN	Review Court of Appeals email notifications regarding Delaney's Notice of Appeal.	0.20	80.10
01/15/21	MN	General review of Delaney's court-ordered document production of [REDACTED] [REDACTED]	0.20	80.10
01/19/21	MN	Review Delaney's counsel's email regarding his threats and complaints of further "abuse of process."	0.20	80.10
01/19/21	MN	Review Delaney's reply brief in support of motion to dismiss complaint; send same to [REDACTED] [REDACTED]	0.60	240.30
01/19/21	MN	Review Delaney's filed Rule 11 sanctions motion; plan for opposition.	0.20	80.10
01/19/21	MN	Communications with [REDACTED] via email about Delaney's reply brief and his questions about [REDACTED] includes analysis [REDACTED] [REDACTED] [REDACTED]	0.40	160.20
01/19/21	MN	Confer with Valerie Weiss about next steps in case.	0.20	80.10
01/19/21	VLW	Analyze and review [REDACTED] [REDACTED]	0.30	103.95
01/20/21	MN	Review and respond to email from [REDACTED] [REDACTED] with impressions about [REDACTED] [REDACTED] [REDACTED]	0.20	80.10
01/22/21	MN	Review mediation orders and appointment of mediator; send email to [REDACTED] about same, and review mediator's profile.	0.20	80.10

Ogletree
Deakins

Page 9
02/15/21
Bill No. 90368402
029879.000036-CRP

Date	Initials	Description	Hours	Amount
01/25/21	MN	Communications with court assigned mediator.	0.10	40.05
01/25/21	MN	Review IFP statute, analyze [REDACTED] [REDACTED]	0.30	120.15
01/25/21	VLW	Review email from Delaney as pro se regarding application for in forma pauperis.	0.10	34.65
01/26/21	MN	Prepare for appearance with mediator (review court mediation order and procedures).	0.10	40.05
01/26/21	MN	Appear on pre-mediation conference call with mediator and Delaney's counsel; send follow up email to [REDACTED] [REDACTED]	0.50	200.25
Total Services:			105.20	38,976.30

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Michael Nacchio	Shareholder	400.50	48.30	19,344.15
Valerie L. Weiss	Associate	346.50	56.30	19,507.95
Andrea Alexander	Other	207.00	0.60	124.20

TOTAL FEES	\$38,976.30
TOTAL EXPENSES	\$0.00
TOTAL THIS BILL	\$38,976.30

Ogletree
Deakins

Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

March 22, 2021

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90393901
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)
ALLIANZ Claim No. SF-USFF03539920
1:20-cv-03178-LJL

For professional services rendered through February 28, 2021, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$8,024.40
Expenses.....	\$0.00
Total Due This Bill.....	\$8,024.40

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>
[REDACTED]	[REDACTED]	PO Box 89
		Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: [REDACTED] / DUNS#: [REDACTED]

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Monticello
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
03/22/21
Bill No. 90393901
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)
ALLIANZ Claim No. SF-USFF03539920
1:20-cv-03178-LJL

For professional services rendered through February 28, 2021

Date	Initials	Description	Hours	Amount
02/01/21	MN	Review order from the Court of Appeals appearance and c [REDACTED]	0.80	320.40
02/01/21	MN	Update settlement statement for 2/10/21 mediation.	1.60	640.80
02/02/21	MN	Final revisions and proof of mediation statement and [REDACTED]	0.30	120.15
02/04/21	MN	Analysis and developments of arguments for opposition to Delaney's appeal under FRCP 54 and 28 USC 1292(b).	1.20	480.60
02/04/21	MN	Confer with Valerie Weiss about opposing Delaney's appeal [REDACTED] and motion to dismiss in the Second Circuit.	0.40	160.20
02/04/21	VLW	Research case law regarding [REDACTED]	1.40	485.10
02/04/21	VLW	Draft letter brief in opposition of motion for defendant to proceed in forma pauperis on appeal.	1.20	415.80
02/05/21	MN	Correspondence with [REDACTED] about mediation statement; [REDACTED]	0.20	80.10
02/05/21	MN	Finalize mediation statement, prepare and add exhibits, execute mediation confidentiality agreement, and same documents to mediator.	0.60	240.30
02/09/21	MN	Review Delaney's Chapter 7 bankruptcy petition.	0.60	240.30
02/09/21	MN	Multiple phone calls with [REDACTED]	0.40	160.20

Ogletree
Deakins

Page 3
03/22/21
Bill No. 90393901
029879.000036-CRP

Date	Initials	Description	Hours	Amount
02/09/21	MN	Draft letter to the court informing of suggestion of bankruptcy, prepare exhibits, and file same.	0.50	200.25
02/09/21	MN	Correspondence to mediator informing of suggestion of bankruptcy.	0.20	80.10
02/09/21	MN	Review Delaney's counsel's letter in response to suggestion of bankruptcy; send same to [REDACTED]	0.30	120.15
02/09/21	MN	Analyze impact of Delaney's Chapter 7 bankruptcy filing on [REDACTED]	0.60	240.30
02/09/21	MN	Phone calls and emails with [REDACTED]	0.40	160.20
02/09/21	MN	Emails and phone calls with [REDACTED] about [REDACTED]	0.40	160.20
02/09/21	MN	Phone call with Delaney's Counsel, Robert Rotman, about bankruptcy filing.	0.20	80.10
02/09/21	VLW	Analyze and review Delaney's petition for bankruptcy in light of filing motion to proceed in forma pauperis,.	0.10	34.65
02/10/21	MN	Appear at court ordered mediation.	0.70	280.35
02/10/21	MN	Review Plaintiff's letter filed with the Court about mediation not being held in light of bankruptcy filing.	0.20	80.10
02/10/21	MN	Appear and participate in [REDACTED] call between [REDACTED]	1.10	440.55
02/10/21	MN	Review and respond to email from [REDACTED] about strategy follow up questions based on [REDACTED]	0.30	120.15
02/11/21	MN	Draft letter to the Court as directed by January 29, 2021 order reporting on settlement status,.	0.30	120.15
02/11/21	MN	As requested by [REDACTED] further correspondence by phone and email with [REDACTED] [REDACTED] follow up email to [REDACTED] enclosing prior briefings and Delaney's pending motion to dismiss.	0.70	280.35
02/11/21	MN	Review [REDACTED] [REDACTED] [REDACTED] Stephanos Zannikos.	0.70	280.35

Ogletree
Deakins

Page 4
03/22/21
Bill No. 90393901
029879.000036-CRP

Date	Initials	Description	Hours	Amount
02/18/21	MN	Review letter to the Court letter in accordance with Order dated January 29, 2021 instructing the parties to report by February 19, 2021 on the outcome of settlement discussions, and in regards to Defendant's request that the Court decide his motion to dismiss despite the automatic stay.	0.60	240.30
02/18/21	MN	Review [REDACTED]	0.80	320.40
02/19/21	MN	Phone call with [REDACTED]	0.40	160.20
02/19/21	MN	Follow up phone calls with [REDACTED] and next steps.	0.60	240.30
02/19/21	MN	Phone call with [REDACTED]	0.40	160.20
02/19/21	MN	Revise status letter [REDACTED] and file same.	0.20	80.10
02/20/21	MN	Strategy call with [REDACTED]	0.70	280.35
02/22/21	MN	Further review case correspondence, Judge's order on sanctions, and Delaney's EDNY bankruptcy petition.	0.20	80.10
02/23/21	MN	Review Court's sua sponte order withdrawing motion to dismiss and same to [REDACTED]	0.20	80.10
02/25/21	MN	Review [REDACTED] and confer with [REDACTED]	0.20	80.10
02/26/21	MN	Review email from [REDACTED] enclosing voluminous [REDACTED]	0.30	120.15
02/26/21	MN	Review Delaney deposition transcript testimony [REDACTED]	0.40	160.20
Total Services:			20.40	8,024.40

Ogletree
Deakins

Page 5
03/22/21
Bill No. 90393901
029879.000036-CRP

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Michael Nacchio	Shareholder	400.50	17.70	7,088.85
Valerie L. Weiss	Associate	346.50	2.70	935.55

Expenses

Description			Amount
Computer Research-Westlaw	2.00 @	0.00 ea.	0.00
Total Expenses			0.00

TOTAL FEES	\$8,024.40
TOTAL EXPENSES	\$0.00
TOTAL THIS BILL	\$8,024.40

Ogletree
Deakins

Submit Via E-Mail Only –
Do Not Send Hard Copy

OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.

Attorneys at Law

Administrative Office
50 International Drive
Patewood IV, Suite 200
Greenville, SC 29615
Telephone: (864) 241-1801
Facsimile: (864) 241-1908
www.ogletreedeakins.com

April 30, 2021

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

PERSONAL AND CONFIDENTIAL

Bill # 90417483
Client.Matter # 029879.000036

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)
ALLIANZ Claim No. SF-USFF03539920
1:20-cv-03178-LJL

For professional services rendered through March 31, 2021, in connection with the above-referenced matter as outlined on the attached detailed billing sheets:

Fees	\$21,178.35
Expenses.....	\$140.00
Total Due This Bill	\$21,318.35

<u>Wire Payments</u>	<u>ACH Payments</u>	<u>Check Payments</u>
[REDACTED]	[REDACTED]	PO Box 89
[REDACTED]	[REDACTED]	Columbia, SC 29202

Credit to Ogletree Deakins Nash Smoak & Stewart / Please include bill numbers / Federal Tax ID: [REDACTED] / DUNS#: [REDACTED]

Payable upon receipt. Direct inquiries to the billing attorney or the Account Services Department (864) 241-1801.
If you would like to receive your bills via e-mail, please notify Billing2@ogletreedeakins.com

Atlanta • Austin • Berlin (Germany) • Birmingham • Boston • Charleston • Charlotte • Chicago • Cleveland • Columbia • Dallas • Denver • Detroit Metro • Greenville • Houston
Indianapolis • Jackson • Kansas City • Las Vegas • London (England) • Los Angeles • Memphis • Mexico City (Mexico) • Miami • Milwaukee • Minneapolis • Montréal (Canada) • Montistown
Nashville • New Orleans • New York City • Oklahoma City • Orange County • Paris (France) • Philadelphia • Phoenix • Pittsburgh • Portland, ME • Portland, OR • Raleigh
Richmond • St. Louis • St. Thomas • Sacramento • San Antonio • San Diego • San Francisco • Seattle • Stamford • Tampa • Toronto (Canada) • Torrance • Tucson • Washington

Ogletree
Deakins

Page 2
04/30/21
Bill No. 90417483
029879.000036-CRP

Stephanos Zannikos
Hire Counsel Legal and Review Management
SZannikos@hirecounsel.com

Re: Hire Counsel v. Andrew Delaney (USDC SDNY)
ALLIANZ Claim No. SF-USFF03539920
1:20-cv-03178-LJL

For professional services rendered through March 31, 2021

Date	Initials	Description	Hours	Amount
03/01/21	MN	Further review of [REDACTED] [REDACTED]	1.20	480.60
03/01/21	MN	Further review of [REDACTED]	0.20	80.10
03/10/21	MN	Review [REDACTED] [REDACTED] send same to [REDACTED] [REDACTED]	0.30	120.15
03/10/21	MN	Communications with [REDACTED] relating to [REDACTED]	0.50	200.25
03/11/21	MN	Phone calls with [REDACTED] about [REDACTED]	0.20	80.10
03/11/21	MN	Phone calls with [REDACTED] [REDACTED]	0.30	120.15
03/18/21	MN	Communications with [REDACTED] [REDACTED] relating to [REDACTED] [REDACTED]	1.30	520.65
03/18/21	MN	Review newly filed NY Supreme Court Complaint and develop litigation course of action [REDACTED] [REDACTED]	1.40	560.70
03/18/21	VLW	Analyze and review recently filed New York State Court Complaint [REDACTED] [REDACTED]	1.80	623.70
03/18/21	VLW	Analyze and review New York State Court law regarding [REDACTED] [REDACTED]	1.50	519.75
03/19/21	MN	Review procedure [REDACTED] during COVID-19.	0.30	120.15
03/19/21	MN	Continue analysis and development of legal and factual arguments for [REDACTED] [REDACTED]	1.30	520.65

Ogletree
Deakins

Page 3
04/30/21
Bill No. 90417483
029879.000036-CRP

Date	Initials	Description	Hours	Amount
03/19/21	MN	Participate in strategy call with John Butts at Wilmer Hale and [REDACTED] regarding Order to Show Cause to seal new NY Complaint; including follow up email [REDACTED]	1.10	440.55
03/19/21	MN	Phone call with [REDACTED] about outcome of [REDACTED] call and next steps.	0.40	160.20
03/19/21	VLW	Begin drafting statement of facts and procedural history of Brief in Support of Motion to Seal portions of the Complaint due to confidential and privileged information.	4.30	1,489.95
03/19/21	VLW	Call with [REDACTED] and Michael Nacchio, Esq., regarding filing order to show cause to seal portions of the Verified Complaint.	0.30	103.95
03/21/21	VLW	Research New York case law and regulations regarding motion to seal portions of the Complaint.	2.60	900.90
03/21/21	VLW	Begin drafting legal argument section of the Brief in Support of Motion to Seal portions of the Complaint, including privileged and confidential information.	2.20	762.30
03/22/21	MN	Review and revise Brief in Support of Order to Show Cause to Seal and Attorney Affirmation in Support.	3.40	1,361.70
03/22/21	VLW	Revise Brief in Support of Order to Show Cause to Seal paragraphs five through eleven of the NY State Court Verified Complaint to include additional case law and facts/procedural history.	3.10	1,074.15
03/23/21	MN	Further review and revise draft Brief in Support of Order to Show Cause to Seal/redact new NY Complaint, Attorney Affirmation in Support, and Proposed Order to Show Cause; includes attendant review of case law and conferral with Valerie Weiss.	4.40	1,762.20
03/23/21	VLW	Prepare Notification of Order Extending the Restriction of the Verified Complaint while order to show cause is pending.	0.20	69.30
03/24/21	MN	Teleconference on Order to Show Cause with [REDACTED] and Valerie Weiss, including relating correspondence.	0.90	360.45
03/24/21	MN	Further review and revisions of Order to Show Cause papers, based on [REDACTED] requests.	2.10	841.05
03/24/21	MN	Prepare email notification to Andrew Delaney giving required statutory notice of intent to move for Order	0.20	80.10

Ogletree
Deakins

Page 4
04/30/21
Bill No. 90417483
029879.000036-CRP

Date	Initials	Description	Hours	Amount
03/24/21	VLW	to Show Cause with temporary restraints tomorrow. Revise Memorandum of Law in Support of Order to Show Cause, [REDACTED] [REDACTED]	2.90	1,004.85
03/24/21	VLW	Draft Affirmation of [REDACTED] in Support of Order to Show Cause.	0.60	207.90
03/24/21	VLW	Prepare the Notification of Extended Restriction of the Complaint to file with the Court.	0.30	103.95
03/24/21	VLW	Review and revise proposed order to show cause.	0.40	138.60
03/24/21	VLW	Gather and prepare exhibits to include with Declaration of Michael Nacchio, Esq., in Support of Order to Show Cause.	0.90	311.85
03/24/21	VLW	Revise Affirmation of Michael Nacchio, Esq., in Support of Order to Show Cause.	0.70	242.55
03/24/21	VLW	Call with [REDACTED] [REDACTED]	0.30	103.95
03/25/21	MN	Final review and revisions to Order to Show Cause papers based on additional [REDACTED] and related communications with Wilmer Hale and Stephanos Zannikos about same.	2.20	881.10
03/25/21	MN	Multiple phone calls to Chambers regarding motion status and urgency of Order to Show Cause, including follow up emails to [REDACTED] [REDACTED]	0.40	160.20
03/25/21	MN	Analysis of seeking [REDACTED] [REDACTED]	0.60	240.30
03/25/21	MN	Review granted Order to Show Cause, redact Complaint, file same.	0.80	320.40
03/25/21	MN	Phone and email communications with [REDACTED] [REDACTED] regarding [REDACTED] [REDACTED]	0.80	320.40
03/25/21	MN	Prepare email to [REDACTED] [REDACTED] [REDACTED]	0.40	160.20
03/25/21	MN	Electronically file Order to Show Cause, supporting Memorandum of Law, and Affirmations of [REDACTED] [REDACTED]	1.10	N/C
03/25/21	MN	Review Clerk's notifications in response to Order to	1.30	N/C

Ogletree
Deakins

Page 5
04/30/21
Bill No. 90417483
029879.000036-CRP

Date	Initials	Description	Hours	Amount
		Show Cause filing; draft and file Affirmation of Service, draft and file Affirmation pursuant to 22 NYCRR § 202.7, as directed by clerk.		
03/26/21	MN	Review Court docket and correspondence with Clerk's office in continued efforts to effectuate the sealing of the Complaint per yesterday's Order.	0.30	120.15
03/26/21	MN	Continued correspondence with [REDACTED] about [REDACTED]	0.20	80.10
03/26/21	VLW	Draft notification of sealing the Complaint to file with the court, as requested by the court clerks.	0.30	103.95
03/29/21	MN	Review Delaney's letter to the judge request order to show; null response and correspond about same with [REDACTED]	0.40	160.20
03/29/21	MN	Phone call with [REDACTED] regarding [REDACTED]	0.40	160.20
03/29/21	MN	Review [REDACTED] review [REDACTED]	1.00	400.50
03/29/21	MN	Review [REDACTED] with SDNY matter and NY Supreme Court matter.	1.40	560.70
03/30/21	MN	Participate in strategy call with [REDACTED] regarding [REDACTED]	0.60	240.30
03/30/21	MN	Confer with Valerie Weiss about [REDACTED] and [REDACTED]	0.20	80.10
03/30/21	MN	In preparation for client team call with [REDACTED] and review [REDACTED]	1.00	400.50

Ogletree
Deakins

Page 6
04/30/21
Bill No. 90417483
029879.000036-CRP

Date	Initials	Description	Hours	Amount
03/30/21	MN	Review [REDACTED]	0.70	280.35
03/30/21	MN	Review [REDACTED]	0.20	80.10
03/30/21	MN	Review and respond to email from [REDACTED] enclosing requested copies of [REDACTED]	0.20	80.10
03/31/21	MN	Numerous phone calls and email correspondence with [REDACTED] about [REDACTED]	1.50	600.75
03/31/21	MN	Confer with [REDACTED] about HC2 data investigation.	0.30	120.15
03/31/21	MN	Analysis of [REDACTED]	0.40	160.20
Total Services:			58.30	21,178.35

Timekeeper Summary

Timekeeper	Title	Rate	Hours	Amount
Michael Nacchio	Shareholder	400.50	33.50	13,416.75
Michael Nacchio	Shareholder	0.00	2.40	N/C
Valerie L. Weiss	Associate	346.50	22.40	7,761.60

Expenses

Description	Amount
VENDOR: U. S. Bank INVOICE#: 4504738303301605 DATE: 3/30/2021	95.00
Jill E. Glassman - Filing Fees - Fee for e-filing request for Judicial Intervention. Valerie Weiss #: 5563 on 03/18/21	
VENDOR: U. S. Bank INVOICE#: 4515519204071302 DATE: 4/7/2021	45.00
Jill E. Glassman - Filing Fees - Fee for e-filing Order to Show Cause. Michael Nacchio #: 4761 on 03/25/21	
Total Expenses	140.00

Ogletree
Deakins

Page 7
04/30/21
Bill No. 90417483
029879.000036-CRP

TOTAL FEES	\$21,178.35
TOTAL EXPENSES	\$140.00
TOTAL THIS BILL	\$21,318.35

KASOWITZ BENSON TORRES LLP
1633 BROADWAY
NEW YORK, NEW YORK 10019-6799
212-506-1700
FACSIMILE: 212-506-1800

FED. ID. 13-3720397

HC2, Inc. d/b/a Hire Counsel
Joan Davison
225 West Washington Street
Chicago, IL 60606

INVOICE NO.: 2005911 - **REVISED**

March 25, 2021

RE: Hire Counsel v. Delaney

FOR PROFESSIONAL SERVICES rendered
through the month of July 2020
as reflected on the attached printout.

Fees	\$153,922.50
Less Credit for K. Moody Rate	(3,270.00)
Less 10% Discount	(15,065.25)
Total Fees	\$135,587.25
Disbursements	\$2,686.31
Current Amount Due	\$138,273.56
Less Payment	(20,104.91)
TOTAL AMOUNT DUE	\$118,168.65

5401
12302201

KASOWITZ BENSON TORRES LLP

1633 BROADWAY
NEW YORK, NEW YORK 10019-6799
212-506-1700
FACSIMILE: 212-506-1800

FED. ID. 13-3720397

HC2, Inc. d/b/a Hire Counsel
Joan Davison
225 West Washington Street
Chicago, IL 60606

INVOICE NO.: 2004998 - REVISED

March 25, 2021

RE: Hire Counsel v. Delaney

FOR PROFESSIONAL SERVICES rendered
through the month of May 2020
as reflected on the attached printout

Fees	\$470,904.00
Less Credit for K. Moody Rate	(33,960.00)
Less 10% Discount	(43,694.40)
Total Fees	\$393,249.60
Disbursements	\$11,645.49
Current Amount Due	\$404,895.09
Less Payments	(425,000.00)
Balance of Retainer ***	(20,104.91)

*** to be applied on
inv.2005911

The Killian Firm PC
555 Route 1 South
Suite 430
Iselin, New Jersey 08830

Ph:(732)912-2100

Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017

Sep 10, 2020

Attention: Stephanos Zannikos, Esq.

File#: 20200050
Inv #: 7051

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Aug-13-20	Review client documents; telephone call client	0.60	240.00	K
Aug-21-20	Review file; e-mail to [REDACTED] with proposed language to [REDACTED]	0.30	120.00	K
Aug-24-20	Review and respond to [REDACTED] inquiry	0.10	40.00	K
	Totals	1.00	\$400.00	

Total Fees, Disbursements

\$400.00

Previous Balance

\$0.00

Previous Payments

\$0.00

Balance Due Now

\$400.00

The Killian Firm PC
555 Route 1 South
Suite 430
Iselin, New Jersey 08830

Ph:(732)912-2100 Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017

Oct 12, 2020

Attention: Stephanos Zannikos, Esq.

File#: 20200050
Inv #: 7127

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Sep-08-20	E-mail client re: responding to [REDACTED]	0.20	80.00	K
Sep-10-20	Telephone call [REDACTED] including preparation	0.20	80.00	K
Sep-28-20	Review [REDACTED] and file; telephone call [REDACTED] [REDACTED] re: preparing letter [REDACTED]	1.00	400.00	K
Totals		1.40	\$560.00	

Total Fees, Disbursements	\$560.00
Previous Balance	\$400.00
Previous Payments	\$0.00
Balance Due Now	\$960.00

The Killian Firm PC

555 Route 1 South
 Suite 430
 Iselin, New Jersey 08830

Ph:(732)912-2100

Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
 360 Lexington Avenue
 11th Floor
 New York, NY 10017

Nov 10, 2020

Attention: Stephanos Zannikos, Esq.

File #: 20200050

Inv #: 7179

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Oct-02-20	Review correspondence from [REDACTED] research applicable law on coverage for [REDACTED]	1.60	640.00	K
Oct-09-20	[REDACTED] telephone call [REDACTED] re: same Review file and various correspondence regarding underlying claim; e-mail [REDACTED] re: same	1.00	400.00	K
Oct-13-20	Telephone call [REDACTED] re: strategy; e-mail [REDACTED] requesting conference	0.30	120.00	K
Oct-15-20	Review file and prepare for [REDACTED] with [REDACTED]	1.00	400.00	K
Oct-16-20	Conference call with [REDACTED] re: claim	0.40	160.00	K
	Telephone call [REDACTED] outline letter to [REDACTED]	0.50	200.00	K
Oct-19-20	Status report to [REDACTED]	0.20	80.00	K
Oct-20-20	Review [REDACTED] documents and draft letter to [REDACTED]	2.20	880.00	K
Oct-22-20	Review [REDACTED] and [REDACTED] documents; prepare correspondence to [REDACTED] regarding [REDACTED] e-mail [REDACTED] regarding same	3.00	1,200.00	K
Oct-26-20	Review and revise [REDACTED] to [REDACTED] (including review of additional documents); e-mail client re: same	1.50	600.00	K
	Totals	11.70	\$4,680.00	

Total Fees, Disbursements	\$4,680.00
Previous Balance	\$960.00
Previous Payments	\$0.00
Balance Due Now	\$5,640.00

The Killian Firm PC
555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph:(732)912-2100 Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017

Dec 11, 2020

Attention: Stephanos Zannikos, Esq.

File#: 20200050
Inv #: 7255

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Nov-20-20	Review and respond to correspondence from [REDACTED] [REDACTED] respond to correspondence from [REDACTED] regarding reservation of rights	1.10	440.00	K
	Totals	1.10	\$440.00	

Total Fees, Disbursements	\$440.00
Previous Balance	\$5,640.00
Previous Payments	\$5,640.00
Balance Due Now	\$440.00

The Killian Firm PC

555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph:(732)912-2100

Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017

Jan 07, 2021

Attention: Stephanos Zannikos, Esq.

File#: 20200050

Inv #: 7316

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Dec-03-20	Telephone call [REDACTED] re: responding to [REDACTED] correspondence	0.30	120.00	K
Dec-29-20	Review [REDACTED] review [REDACTED] review correspondence from [REDACTED] review correspondence from [REDACTED]	2.20	880.00	K
Dec-31-20	Study [REDACTED] and documents from [REDACTED] research of law re: [REDACTED]	3.00	1,200.00	K
	Totals	5.50	\$2,200.00	

Total Fees, Disbursements

\$2,200.00

Previous Balance

\$440.00

Previous Payments

\$0.00

Balance Due Now

\$2,640.00

The Killian Firm PC

555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph:(732)912-2100

Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017

Feb 09, 2021

Attention: Stephanos Zannikos, Esq.

File#: 20200050

Inv #: 7382

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Jan-04-21	E-mail to [REDACTED] re: [REDACTED]	0.50	200.00	K
Jan-21-21	Review prior correspondence, [REDACTED] documents, and [REDACTED] draft e-mail to [REDACTED]	2.80	1,120.00	K
Jan-29-21	Correspondence with [REDACTED] re: [REDACTED]	0.50	200.00	K
	Telephone call [REDACTED] re: [REDACTED] [REDACTED] re: same	1.10	440.00	K
	Totals	4.90	\$1,960.00	

Total Fees, Disbursements

\$1,960.00

Previous Balance

\$2,640.00

Previous Payments

\$2,640.00

Balance Due Now

\$1,960.00

The Killian Firm PC
555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph:(732)912-2100 Fax(732)912-2101

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017

Mar 09, 2021

Attention: Stephanos Zannikos, Esq.

File#: 20200050
Inv #: 7449

RE: Delaney EPLI Matter

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Feb-03-21	E-mails with [REDACTED] re: [REDACTED] [REDACTED]	0.10	40.00	K
Feb-11-21	Review file to prepare for [REDACTED] call; e-mails [REDACTED] re: coverage issues	1.00	400.00	K
Feb-12-21	Strategy call with client	0.60	240.00	K
Feb-19-21	Review file; review correspondence from [REDACTED] draft memo to [REDACTED] regarding [REDACTED]	2.00	800.00	K
Feb-21-21	Draft and send letter to [REDACTED] [REDACTED] regarding claim	2.50	1,000.00	K
Feb-22-21	Followup e-mails with [REDACTED] re: [REDACTED] [REDACTED]	0.20	80.00	K
Feb-23-21	Conference call with [REDACTED] re: [REDACTED]	0.30	120.00	K
	E-mails with client re: outstanding fees of underlying counsel	0.10	40.00	K
	Totals	6.80	\$2,720.00	

Total Fees, Disbursements	\$2,720.00
Previous Balance	\$1,960.00
Previous Payments	\$0.00
Balance Due Now	\$4,680.00

[REDACTED]

The Killian Firm, P.C.

555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph: (732) 912-2100

Fax: (732) 912-2101

Apr 12, 2021

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017
Attention: Stephanos Zannikos, Esq.
RE: Delaney EPLI Matter

File #: 20200050

Inv #: 7517

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Mar-03-21	Correspondence with Aon regarding claim	0.10	40.00	K
Mar-05-21	Telephone call with [REDACTED] and [REDACTED] (including preparation for call) re: [REDACTED]	0.50	200.00	K
Mar-09-21	Review and respond to client e-mail re: claim strategy	0.20	80.00	K
Mar-12-21	Review Aon correspondence; e-mail S. Zannikos [REDACTED] [REDACTED]	0.20	80.00	K
Mar-15-21	E-mail [REDACTED] re: [REDACTED]	0.10	40.00	K
	Correspondence with [REDACTED] re: [REDACTED]	0.20	80.00	K
Mar-17-21	Telephone call [REDACTED] (including preparation)	0.30	120.00	K
Mar-18-21	Review and respond to spreadsheet and claim correspondence from [REDACTED]	0.50	200.00	K
Mar-24-21	Review spreadsheets from client; conference with [REDACTED] [REDACTED] to review [REDACTED]	0.70	280.00	K
Mar-25-21	Review spreadsheets; correspondence to [REDACTED]	0.50	200.00	K
Mar-26-21	Correspondence to [REDACTED] re: [REDACTED] (including review of [REDACTED])	0.20	80.00	K
	Totals	3.50	\$1,400.00	

Total Fees & Disbursements	\$1,400.00
Previous Balance	\$4,680.00
Previous Payments	\$0.00
Balance Due Upon Receipt	\$6,080.00

[REDACTED]

The Killian Firm, P.C.

555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph: (732) 912-2100

Fax: (732) 912-2101

May 11, 2021

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017
Attention: Stephanos Zannikos, Esq.
RE: Delaney EPLI Matter

File #: 20200050
Inv #: 7578

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Apr-08-21	Review documents forwarded by client	0.40	160.00	K
Apr-19-21	Telephone call [REDACTED] and [REDACTED] regarding [REDACTED] (including preparation)	0.40	160.00	K
Apr-20-21	Review and respond to e-mails from [REDACTED]	0.10	40.00	K
Apr-29-21	Review letter from [REDACTED] telephone call [REDACTED]	0.60	240.00	K
Apr-30-21	Review latest [REDACTED] letter and begin drafting response	1.00	400.00	K
	Totals	2.50	\$1,000.00	

Total Fees & Disbursements	\$1,000.00
Previous Balance	\$6,080.00
Previous Payments	\$1,960.00
Balance Due Upon Receipt	\$5,120.00

[REDACTED]

The Killian Firm, P.C.

555 Route 1 South
Suite 420
Iselin, New Jersey 08830

Ph: (732) 912-2100
Fax: (732) 912-2101

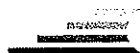
Jun 08, 2021

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
11th Floor
New York, NY 10017
Attention: Stephanos Zannikos, Esq.
RE: Delaney EPLI Matter

File #: 20200050
Inv #: 7636

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
May-06-21	Review prior correspondence with [REDACTED] prepare response to most recent letter; e-mail [REDACTED] re: same	2.00	800.00	K
May-11-21	Revise letter to [REDACTED] reveiw documents from [REDACTED] with respect to same; e-mail to [REDACTED] with respect to same	0.90	360.00	K
May-14-21	Review file and revise and edit letter to [REDACTED] e-mail [REDACTED] re: same	1.00	400.00	K
May-17-21	Review, finalize and send letter to [REDACTED]	0.50	200.00	K
May-24-21	Review and respond to [REDACTED] from [REDACTED] re: [REDACTED]	0.10	40.00	K
May-26-21	Review file and prior claim correspondence; telephone conference [REDACTED] send status [REDACTED] to [REDACTED]	1.00	400.00	K
	Totals	5.50	\$2,200.00	

Total Fees & Disbursements	\$2,200.00
Previous Balance	\$5,120.00
Previous Payments	\$4,120.00
Balance Due Upon Receipt	\$3,200.00



SPECTOR &
EHRENWORTH, P.C.
Attorneys at Law

30 Columbia Turnpike, Florham Park, New Jersey 07932-2261 973.593.4800 Fax: 973.593.4848

Taxpayer Identification No. 22-3483515

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
Suite 1100
New York, NY 10017
Attention: Stephanis Zannikos, Esq.

April 7, 2021

For legal services rendered through March 31, 2021
in connection with the following matter:

Invoice No. 20210095

Andrew Delaney, Debtor

Invoice Summary

	<u>Amount</u>
Total amount of this bill	\$17,882.62
Balance due	\$17,882.62

HC2, Inc. d/b/a Hire Counsel

April 7, 2021

Page 2

Re: *Andrew Delaney, Debtor*

Invoice No. 20210095

Professional services:

		<u>Hours</u>	<u>Amount</u>
03/11/21	DAG Review filed documents of A. Delaney concerning matter; confer with BDS	0.30	135.00
	DAG Review e-mails exchanged with S. Zannikos of Mestel re: new matter (multiple); review (briefly) district court and bankruptcy filings; confer with BDS; retrieve documents from both cases on PACER	0.80	360.00
	BDS E-mail messages from and to S. Zannikos re: new matter (multiple); review bankruptcy filing	0.50	287.50
03/12/21	DAG Preparation of list of issues to discuss; t/c/w S. Zannikos and BDS re: prospective new matter for HC2; revise BDS's e-mail to S. Zannikos	0.70	315.00
	BDS Telephone conference with S. Zannikos and DAG; e-mail to S. Zannikos	0.50	287.50
03/15/21	ALL Preparation of Notice of appearance; office conference with DAG re: same	0.20	32.00
	DAG E-mail message from S. Zannikos re: debtor's motion to dismiss; review PACER, retrieve and review motion to dismiss, notice of new address and amended schedules; review bankruptcy petition; evaluate grounds to oppose motion to dismiss; confer with BDS re: grounds to oppose motion to dismiss; review (briefly) applicable law re: motion to dismiss; e-mail message to S. Zannikos re: next steps, motion to dismiss	1.80	810.00
	BDS E-mail messages from and to S. Zannikos; discuss with DAG	0.40	230.00
03/16/21	ALL Preparation of Opposition to the Debtor's Motion to Dismiss; office conference with DAG re: same	0.20	32.00

HC2, Inc. d/b/a Hire Counsel

April 7, 2021

Page 3

Re: *Andrew Delaney, Debtor*

Invoice No. 20210095

		<u>Hours</u>	<u>Amount</u>
03/16/21	DAG E-mail messages from (2) and to S. Zannikos; confer with BDS; review dockets in Delaney v. Delaney and Delaney v. Sullivan & Cromwell lawsuits; briefly review filed pleadings and papers in pending lawsuits; e-mail message to G. Messer with introduction, discuss undisclosed information; electronically file notice of appearance	2.00	900.00
	BDS E-mail message from S. Zannikos; discuss with DAG; review additional e-mails exchanged with him, with G. Messer, and with A. Delaney	0.50	287.50
03/17/21	ALL Continued preparation of the Opposition to Debtor's Motion to Dismiss	0.40	64.00
	DAG E-mail messages from and to S. Zannikos re: new lawsuit filed by A. Delaney, my t/c/w G. Messer; review NY ecourts (briefly) re: new lawsuit (not available online yet); e-mail messages from and to (2) G. Messer re: new lawsuit filed, request transcript from meeting of creditors and asset report; telephone conference with G. Messer re: introduction, pending lawsuits, status of bankruptcy case, next steps	1.40	630.00
	BDS E-mail messages exchanged S. Zannikos; discuss with DAG; review e-mails exchanged with G. Messer; review e-notice from court	0.50	287.50
03/18/21	DAG E-mail messages from (4) and to S. Zannikos re: [REDACTED] [REDACTED]; t/c/w (2) S. Zannikos re: [REDACTED] [REDACTED]; receive and review (briefly) NY Supreme Court complaint; t/c/w G. Messer re: need to seal complaint; e-mail message from G. Messer with attached Lexis report and transcript of meeting of creditors; receive and review notice of assets, notification list; receive and review (briefly) order dismissing counterclaims, amended counterclaims; legal research re: [REDACTED] [REDACTED]; confer with BDS re: [REDACTED] [REDACTED] instructions to ALL re: [REDACTED] [REDACTED]	3.10	1,395.00

HC2, Inc. d/b/a Hire Counsel

April 7, 2021

Page 4

Re: *Andrew Delaney, Debtor*

Invoice No. 20210095

		<u>Hours</u>	<u>Amount</u>
03/18/21	BDS E-mail messages from S. Zannikos (3); discuss with DAG re: [REDACTED]	0.50	287.50
03/19/21	ALL Office conference with DAG re: [REDACTED] [REDACTED]; office conference with DAG re: findings	0.50	80.00
	ALL Preparation of Motion for Extension of Time; office conference with DAG re: same	0.60	96.00
	DAG Review file, search report and transcript of meeting of creditors; e-mail message to S. Zannikos [REDACTED]; instructions to ALL re: [REDACTED]; receive and review [REDACTED] e-mail messages from (2) and to (2) S. Zannikos re: [REDACTED]	1.70	765.00
	BDS Receive and review e-mails exchanged with [REDACTED]	0.40	230.00
03/22/21	ALL Check [REDACTED]	0.10	16.00
	DAG Preparation of pleadings -- motion to extend time to file discharge objection and dischargeability determination	2.40	1,080.00
03/23/21	DAG E-mail messages from and to S. Zannikos re: [REDACTED]	0.20	90.00
	BDS Review e-mails exchanged with S. Zannikos	0.20	115.00
03/24/21	ALL Check [REDACTED]; preparation of Proof of Claim [REDACTED]	0.50	80.00
	DAG Preparation of pleadings -- motion for extension of time to file discharge and dischargeability complaint; instructions to ALL for preparation of proof of claim; legal research re: [REDACTED]	4.60	2,070.00

HC2, Inc. d/b/a Hire Counsel

April 7, 2021

Page 5

Re: *Andrew Delaney, Debtor*

Invoice No. 20210095

		<u>Hours</u>	<u>Amount</u>
03/25/21	DAG Confer with BDS re: [REDACTED] [REDACTED] with [REDACTED] research [REDACTED] [REDACTED] e-mail message to S. Zannikos re: [REDACTED] [REDACTED] legal research re: [REDACTED] [REDACTED] preparation of motion for extension of time; preparation of opposition to motion to dismiss; e-mail message to S. Zannikos [REDACTED] [REDACTED]	5.10	2,295.00
BDS	Telephone conference with DAG re: [REDACTED] review e-mails exchanged with S. Zannikos; review and revise motion for extension of time and opposition to motion to dismiss	1.00	575.00
03/26/21	JCS Download documents from PACER and attach to case record	0.30	21.00
ALL	E-mail message tp S. Zannikos [REDACTED] [REDACTED] [REDACTED]	0.10	16.00
ALL	Revision to the cert. of service for the Motion for Extension of Time to Object; check [REDACTED] [REDACTED] correspondence drafted to Judge Mazer-Marino encl. courtesy copy of Motion for Extension of Time to Object; correspondence drafted to Judge Mazer-Marino encl. courtesy copy of Opposition to Debtor's Motion to Dismiss Case; revision to certificates of services for the Motion for Extension of Time to Object and the Opposition to Debtor's Motion to Dismiss Case; preparation of cover page for the exhibits to the Motion for Extension of Time to Object and the Opposition to Debtor's Motion to Dismiss Caseattention to service of both the Motion for Extension of Time to Object and the Opposition to Debtor's Motion to Dismiss Case	3.30	528.00

HC2, Inc. d/b/a Hire Counsel

April 7, 2021

Page 6

Re: *Andrew Delaney, Debtor*

Invoice No. 20210095

		<u>Hours</u>	<u>Amount</u>
03/26/21	DAG Revision to, redraft opposition to motion to dismiss and motion for extension of time; receive and review G. Messer's opposition to motion to dismiss, motion for extension of time to object to discharge; t/c/w S. Zannikos re: [REDACTED] redraft motion and opposition papers, certifications; preparation of proposed form of order; revise and redraft certificate of service; e-mail message to trustee's attorneys re: error in their affidavit of service; electronically file motion for extension of time and opposition to motion to dismiss; e-mail message to and from (multiple) S. Zannikos	4.80	2,160.00
	BDS Office conference with DAG re: [REDACTED] review e-mails exchanged with S. Zannikos	0.50	287.50
03/29/21	DAG Receive and review chapter 7 trustee's paper copies of motion papers, review exhibits	0.20	90.00
03/30/21	ALL Preparation of supplemental certificates of service for the Motion for an extension of time and the opposition to debtor's motion to dismiss; service of same	0.20	32.00
	DAG Receive and review [REDACTED], retrieve and review [REDACTED] instructions to ALL re: [REDACTED] electronically file 2 supplemental certificates of service; e-mail message to S. Zannikos [REDACTED]	0.40	180.00
	BDS Office conference with DAG re: status	0.20	115.00
03/31/21	DAG Receive and review chapter 7 trustee's supplemental certificate of service re: objection and motion for extension of time	0.10	45.00
For professional services rendered		41.20	\$17,307.00

HC2, Inc. d/b/a Hire Counsel April 7, 2021
Page 7

Re: Andrew Delaney, Debtor Invoice No. 20210095

Disbursements:

	<u>Qty/Price</u>	<u>Amount</u>
03/25/21 DAG Research charges from 3rd party providers	1 79.92	79.92
03/26/21 JCS Postage	1 8.80	8.80
JCS Postage	18 7.70	138.60
JCS Postage	2 8.55	17.10
JCS Postage	1 8.25	8.25
JCS Postage	1 9.90	9.90
JCS Photocopies	1,870 0.15	280.50
03/30/21 JCS Postage	1 8.55	8.55
JCS Photocopies	160 0.15	24.00
Total disbursements		\$575.62

User Summary

<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Brian D. Spector, Esq.	5.20	575.00	\$2,990.00
Douglas A. Goldstein, Esq.	29.60	450.00	\$13,320.00
Abigail L. Lynch (Paralegal)	6.10	160.00	\$976.00
Jackie C. Sokol	0.30	70.00	\$21.00



SPECTOR &
EHRENWORTH, P.C.
Attorneys at Law

30 Columbia Turnpike, Florham Park, New Jersey 07932-2261 973.593.4800 Fax: 973.593.4848

Taxpayer Identification No. 22-3483515

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
Suite 1100
New York, NY 10017
Attention: Stephanis Zannikos, Esq.

May 5, 2021

For legal services rendered through April 30, 2021
in connection with the following matter:

Invoice No. 20210132

Andrew Delaney, Debtor

Invoice Summary

	<u>Amount</u>
Previous balance	\$17,882.62
Total amount of this bill	\$13,948.94
Balance due	\$31,831.56

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 2

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

Professional services:

		<u>Hours</u>	<u>Amount</u>
04/01/21	DAG E-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] receive and review [REDACTED] [REDACTED] review [REDACTED] amended bankruptcy schedules); confer with BDS re: [REDACTED] [REDACTED] bankruptcy case	[REDACTED]	[REDACTED]
	BDS Receive and review e-mails exchanged with [REDACTED] and new complaint filed by Delaney; discuss with DAG	0.50	287.50
04/05/21	DAG Receive and review [REDACTED] reply to our opposition to his motion to dismiss case; review file; e-mail messages to (2) and from (2) [REDACTED] re: [REDACTED] [REDACTED]	0.60	270.00
	BDS Review debtor's response to objection to motion to dismiss; discuss with DAG; e-mails from and to [REDACTED]	0.40	230.00
04/06/21	DAG Electronically file proof of claim, enter claim information into CM/ECF; e-mail message to [REDACTED] with filed proof of claim	0.20	90.00
	DAG E-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] review file (briefly) re: discussion re: [REDACTED] [REDACTED] legal research (briefly) re: [REDACTED] [REDACTED] t/c/w [REDACTED] and [REDACTED] re: strategy and next steps; e-mail message to [REDACTED] re: [REDACTED]	[REDACTED]	[REDACTED]
	BDS Receive and review e-mails exchanged with [REDACTED]	0.20	115.00
04/08/21	DAG Review file, docket in preparation for hearing on debtor's motion to dismiss; telephonic appearance at hearing on motion to dismiss; e-mail messages from (2) and to [REDACTED] [REDACTED] re: [REDACTED] confer with BDS re: today's hearing; e-mail message to [REDACTED] re: [REDACTED]	2.50	1,125.00

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 3

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

		<u>Hours</u>	<u>Amount</u>
04/08/21	BDS Receive and review e-mails exchanged with [REDACTED] t/c/w DAG re: results of hearing and strategy	0.40	230.00
04/09/21	DAG E-mail message from [REDACTED] re: [REDACTED] research [REDACTED] e-mail messages [REDACTED] e-mail message to [REDACTED] with update, [REDACTED]	0.60	270.00
	BDS Receive and review e-mails exchanged with [REDACTED]	0.10	57.50
04/12/21	DAG Receive and review A. Delaney's motion for relief from automatic stay; e-mail message to [REDACTED] with attached stay relief motion, [REDACTED] e-mail messages from 2 [REDACTED] e-mail messages to (2) [REDACTED] with [REDACTED]	1.10	495.00
	BDS Review (brief) of Delaney's stay relief motion; review e-mails exchanged with [REDACTED]	0.40	230.00
04/13/21	DAG E-mail message from [REDACTED] re: [REDACTED] [REDACTED] will respond later this week	[REDACTED]	[REDACTED]
	BDS Receive and review e-mails exchanged with [REDACTED]	0.10	57.50
04/14/21	ALL Initial setup of letter to [REDACTED] re: Debtor's objection to our motion for an extension of time; e-mail same to [REDACTED]	0.20	32.00
	DAG Receive and review A. Delaney's objection to our motion for extension of time to object to discharge; receive and review (briefly) order granting trustee's retention of counsel; confer with BDS re: status of case, debtor's objection to our motion, recommendations and next steps; review file re: filings and case status; receive and review A. Delaney's amended motion for relief from automatic stay; review docket on PACER re: status; correspondence drafted to [REDACTED] background, case progress and status, recommendations; e-mail messages from and to [REDACTED] review string of e-mails between [REDACTED] and [REDACTED]	2.70	1,215.00

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 4

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

		<u>Hours</u>	<u>Amount</u>
	[REDACTED]		
04/14/21	BDS Review (brief) of objection to motion for extension; discuss with DAG; review and revise letter [REDACTED]	0.40	230.00
04/15/21	DAG Receive and review docket notices from bankruptcy court re: A. Delaney's stay relief motion; review file in advance of call with [REDACTED] and [REDACTED] Zoom meeting with [REDACTED] and [REDACTED]	1.20	540.00
04/16/21	ALL Set up reply to Debtor's opposition to Plaintiff's Motion to Extend Time; preparation of Certificate of Service for same	0.20	32.00
	DAG Receive and review proposed stipulation between trustee and A. Delaney re: extension of time; receive and review stipulated order for extension of trustee's time to object to discharge; e-mail messages to and from [REDACTED] re: [REDACTED] preparation of reply in further support of motion for extension of time; electronically file reply papers; e-mail messages from and to [REDACTED] e-mail message to [REDACTED] with attached reply papers, prospect of discussion with A. Delaney's attorney	4.30	1,935.00
	DAG Place a call to, and leave a message for, [REDACTED] re: whether to file reply to opposition to motion for extension of time	0.10	No Charge
	BDS Receive and review notices from court re: trustee obtaining consensual extension of deadline; review e-mails exchanged with [REDACTED] review reply submission; review e-mails exchanged with [REDACTED]	0.70	402.50
04/19/21	DAG E-mail messages from (2) and to (2) [REDACTED] re: [REDACTED]	0.20	90.00
	DAG E-mail messages to (4) and from (3) [REDACTED] re: [REDACTED] t/c/w [REDACTED] re: [REDACTED]	2.30	1,035.00

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 5

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

		<u>Hours</u>	<u>Amount</u>
	re: [REDACTED] e-mail message from [REDACTED] re: [REDACTED] confer with BDS re: [REDACTED] review file in preparation for hearing on motion for extension of time		
04/19/21	BDS Receive and review e-mails exchanged with [REDACTED]	0.20	115.00
04/20/21	ALL Review formatting instructions for a EDNY Order; revision to Order for Extension of Time; format Order for Extension of time; office conferences with DAG re: same; run a redline of the Order for Extension of Time	0.50	80.00
DAG	E-mail messages from (2) and to (3) [REDACTED] re: [REDACTED] [REDACTED] review file (briefly) for today's motion hearing; telephonic court appearance for hearing on our motion for extension of time to object to discharge; e-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] prepare redline of proposed order; instructions to [REDACTED] re: revision to order; e-mail message to [REDACTED] [REDACTED] re: [REDACTED] receive and review (briefly) debtor's unsigned amended schedules and statement of financial affairs; receive and review notice of adjournment of hearing on stay relief motion	2.80	1,260.00
BDS	Receive and review e-mails exchanged with [REDACTED]	0.20	115.00
04/21/21	DAG E-mail message from [REDACTED] with approval of proposed form of order for extension of time; prepare pdf of order; upload pdf and docx forms of order to ECF	0.30	135.00
DAG	E-mail messages to and from [REDACTED] re: proposed form of order for extension of time; e-mail message to [REDACTED] [REDACTED] e-mail message from [REDACTED] e-mail message to [REDACTED] re: [REDACTED]	0.40	180.00

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 6

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

		<u>Hours</u>	<u>Amount</u>
04/21/21	BDS Receive and review e-mails exchanged with [REDACTED]	0.20	115.00
04/22/21	DAG E-mail messages from and to [REDACTED] re: [REDACTED] e-mail messages to (3) and from (2) [REDACTED] re: [REDACTED] stay relief motion adjourned; receive and review (briefly) [REDACTED] [REDACTED] e-mail message to [REDACTED] [REDACTED] with instructions for comprehensive search	0.80	360.00
	BDS Receive and review e-mails exchanged with [REDACTED]	0.20	115.00
04/23/21	DAG E-mail messages from (2) [REDACTED] of [REDACTED] e-mail message to [REDACTED] re: [REDACTED]	0.20	90.00
04/26/21	DAG E-mail messages from (2) and to [REDACTED] re: [REDACTED] [REDACTED] receive and review order, as entered, extending HC2's time to object to discharge; e-mail messages to (2) [REDACTED] re: [REDACTED] [REDACTED]	0.50	225.00
	BDS Receive and review e-mails exchanged with [REDACTED]	0.10	57.50
04/28/21	DAG E-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] review (briefly) [REDACTED]	0.30	135.00
	DAG E-mail message from [REDACTED] receive and review [REDACTED] e-mail message to [REDACTED] [REDACTED] re: [REDACTED]	0.60	270.00
04/29/21	DAG E-mail message from [REDACTED] re: [REDACTED] e-mail message to [REDACTED]	0.20	90.00
04/30/21	DAG E-mail messages from and to [REDACTED] re: [REDACTED] e-mail messages to (3) and from (2) [REDACTED] re: [REDACTED] [REDACTED] proceed with [REDACTED] payment	0.50	225.00

May 5, 2021

Invoice No. 20210132

<u>Hours</u>	<u>Amount</u>
30.40	13,886.50

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 8

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

	<u>Hours</u>	<u>Amount</u>
For professional services rendered	30.40	\$13,886.50

Disbursements:

	<u>Qty/Price</u>	
03/31/21 JCS Charges from the United States courts for Pacer service	1 46.70	46.70
04/16/21 JCS Postage	21 0.51	10.71
DAG Research charges from 3rd party providers	1 5.03	5.03
SUBTOTAL:		[62.44]

HC2, Inc. d/b/a Hire Counsel

May 5, 2021

Page 9

Re: *Andrew Delaney, Debtor*

Invoice No. 20210132

				<u>Amount</u>
Total disbursements				\$62.44
<u>User Summary</u>				
<u>Name</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>	
Brian D. Spector, Esq.	4.10	575.00	\$2,357.50	
Douglas A. Goldstein, Esq.	25.30	450.00	\$11,385.00	
Douglas A. Goldstein, Esq.	0.10	0.00	\$0.00	
Abigail L. Lynch (Paralegal)	0.90	160.00	\$144.00	



SPECTOR &
EHRENWORTH, P.C.
Attorneys at Law

30 Columbia Turnpike, Florham Park, New Jersey 07932-2261

973.593.4800

Fax: 973.593.4848

Taxpayer Identification No. 22-3483515

HC2, Inc. d/b/a Hire Counsel
360 Lexington Avenue
Suite 1100
New York, NY 10017
Attention: Stephanis Zannikos, Esq.

June 4, 2021

For legal services rendered through May 31, 2021
in connection with the following matter:

Invoice No. 20210183

Andrew Delaney, Debtor

Invoice Summary

	<u>Amount</u>
Previous balance	\$31,831.56
Total amount of this bill	\$16,962.00
5/18/2021 PAYMENT - THANK YOU	(\$7,882.62)
6/3/2021 PAYMENT - THANK YOU (Check No. ATA 1580)	(\$10,000.00)
Total payments and adjustments	(\$17,882.62)
Balance due	\$30,910.94

Current	30 Days	60 Days	90 Days	120+ Days
\$16,962.00	\$13,948.94	\$0.00	\$0.00	\$0.00

HC2, Inc. d/b/a Hire Counsel

June 4, 2021

Page 2

Re: *Andrew Delaney, Debtor*

Invoice No. 20210183

Professional services:

		<u>Hours</u>	<u>Amount</u>
05/03/21	DAG E-mail message from [REDACTED] e-mail message to [REDACTED] with update	0.10	45.00
05/07/21	DAG E-mail message to [REDACTED] re: [REDACTED] [REDACTED] e-mail message from [REDACTED] re: [REDACTED] [REDACTED] e-mail messages from (2) [REDACTED] re: [REDACTED] question regarding [REDACTED] e-mail message to [REDACTED] and [REDACTED] re: [REDACTED] [REDACTED] Delaney's claims; e-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] review [REDACTED] e-mail message to [REDACTED] with [REDACTED] and observations	2.20	990.00
05/10/21	DAG E-mail messages from (3) and to (2) [REDACTED] [REDACTED] re: [REDACTED] [REDACTED] e-mail message to [REDACTED] re: [REDACTED]	0.50	225.00
05/13/21	DAG E-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] re: [REDACTED] [REDACTED] review A. Delaney's [REDACTED] [REDACTED] opposition to our motion for extension of time, reply in support of his motion to dismiss; preparation of memorandum [REDACTED] [REDACTED] re: [REDACTED] [REDACTED]		
05/14/21	DAG E-mail messages to and from [REDACTED] re: [REDACTED] receive and review [REDACTED] [REDACTED] review file, bankruptcy schedules re: disclosures, [REDACTED]	2.20	990.00

HC2, Inc. d/b/a Hire Counsel

June 4, 2021

Page 3

Re: *Andrew Delaney, Debtor*

Invoice No. 20210183

		<u>Hours</u>	<u>Amount</u>
	[REDACTED] re: [REDACTED] e-mail messages to (2) and from [REDACTED] re: [REDACTED] [REDACTED] e-mail messages to and from [REDACTED] [REDACTED] re: [REDACTED]		
05/17/21	DAG Preparation of pleadings -- ex parte motion for entry of order granting leave to serve Rule 2004 duces tecum subpoenas	4.30	1,935.00
05/18/21	ALL Preparation of Rule 2004 ex parte application; certification in support, proposed order, and certification of service; office conference with DAG re: same; [REDACTED] [REDACTED]	1.50	240.00
	DAG Preparation of pleadings -- revise ex parte application, certification and order for Rule 2004 subpoenas duces tecum; legal research re: [REDACTED] [REDACTED] e-mail message to [REDACTED] with [REDACTED]	3.60	1,620.00
	BDS Revision to Rule 2004 application papers	0.20	115.00
05/19/21	DAG Revision to, ex parte application, certification and proposed order re: Rule 2004 subpoenas; e-mail messages from (2) and to [REDACTED] re: draft application, [REDACTED] [REDACTED] research (briefly) [REDACTED] [REDACTED] e-mail message to chambers re: filing of ex parte application; preparation of Rule 2004 subpoenas duces tecum	2.10	945.00
	BDS Receive and review e-mails exchanged with [REDACTED]	0.10	57.50
05/20/21	ALL Preparation of Rule 2004 Subpoenas for the Financial Institutions identified in the Rule 2004 ex parte applications; office conferences with DAG re: same	0.90	144.00

HC2, Inc. d/b/a Hire Counsel

June 4, 2021

Page 4

Re: *Andrew Delaney, Debtor*

Invoice No. 20210183

	<u>Hours</u>	<u>Amount</u>
05/20/21 DAG E-mail message from Judge Mazer-Marino's chambers re: submission of ex parte application; finalize application for Rule 2004 subpoenas; electronically file ex parte application for order authorizing Rule 2004 subpoenas duces tecum; upload proposed order; review docket, retrieve filed copy of ex parte application; e-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] [REDACTED] e-mail messages from and to [REDACTED] re: [REDACTED] [REDACTED] legal research re: [REDACTED] [REDACTED] e-mail messages from (5) and to (5) re: [REDACTED] [REDACTED] [REDACTED] receive and review, revise and redraft [REDACTED] [REDACTED]	4.40	1,980.00
05/21/21 ALL Revision to Rule 2004 Subpoenas	0.20	32.00
DAG E-mail message from C. Lipan requesting pleadings; e-mail messages to (2) and from [REDACTED] re: C. Lipan's request for pleadings and case numbers; review file (briefly) re: C. Lipan's request; e-mail message from [REDACTED] receive and review (briefly) [REDACTED] redline revisions to [REDACTED] [REDACTED] e-mail messages from (3) [REDACTED] re: [REDACTED] review [REDACTED] [REDACTED] retrieve and review [REDACTED] [REDACTED] e-mail message to C. Lipan; review (briefly) status of [REDACTED] [REDACTED] revise and redraft subpoenas	2.30	1,035.00
05/25/21 DAG E-mail messages from and to R. Blumenfeld re: service of objection to our ex parte application for Rule 2004 examination; receive notice of filing of objection; retrieve and review A. Delaney's objection; receive and review message from G. Herbst; place a call, leave a message for, G. Herbst; e-mail message from C. Lipan; telephone	2.40	1,080.00

SPECTOR & EHRENWORTH, P.C. 30 Columbia Turnpike, Florham Park, New Jersey 07932-2261

[(973) 593-4800/FAX (973) 593-4848]

HC2, Inc. d/b/a Hire Counsel

June 4, 2021

Page 5

Re: *Andrew Delaney, Debtor*

Invoice No. 20210183

		<u>Hours</u>	<u>Amount</u>
	conference with C. Lipan; e-mail messages to and from (2) [REDACTED] re: [REDACTED] telephone conference with G. Herbst re: solicitation of offer to settle; telephone conference with [REDACTED] re: [REDACTED] A. Delaney's objection to our ex parte application, [REDACTED] [REDACTED]		
05/26/21	ALL Download from PACER, save, and attach to the case record Debtor's Objection to the Proof of Claim filed by HC2; office conference with DAG re: finalizing Rule 2004 Subpoenas; correspondence drafted to Guaranteed Subpoena enclosing Subpoenas for service; finalize Subpoenas; scan and save to the case record the Subpoenas signed by DAG and the letter to Guaranteed Subpoena signed by DJE; e-mail letter and Subpoenas to Guaranteed Subpoena; forward same to [REDACTED] set up Complaint	1.20	192.00
DAG	Receive and review order granting Rule 2004 ex parte application with additional provisions; receive and review A. Delaney's objection to HC2's proof of claim; instructions to [REDACTED] re: objection to proof of claim; e-mail message to A. Delaney re: Rule 2004 order, claim objection; attention to preparation and execution of Rule 2004 subpoenas on financial institutions; e-mail messages from (2) [REDACTED] re: [REDACTED] [REDACTED] re: preparation of adversary complaint; begin preparation of adversary complaint	1.80	810.00
BDS	Review (brief) of debtor's opposition to application to issue Rule 2004 subpoenas; review order; review objection to HC2's claim; review e-mails exchanged with [REDACTED] discuss with DAG	0.80	460.00
05/27/21	ALL Office conference with DAG re: [REDACTED] re: [REDACTED] [REDACTED] save and attach to the case record same	0.20	32.00

HC2, Inc. d/b/a Hire Counsel

June 4, 2021

Page 6

Re: *Andrew Delaney, Debtor*

Invoice No. 20210183

		<u>Hours</u>	<u>Amount</u>
05/27/21	DAG Receive and review [REDACTED] re: [REDACTED] [REDACTED] e-mail messages to and from [REDACTED] with [REDACTED] preparation of adversary complaint; research (briefly) [REDACTED]	[REDACTED]	[REDACTED]
05/28/21	ALL Review service of Subpoenas on Wells Fargo, E-Trade, and Bank of America; note that E-Trade and Bank of America would not accept service as it has to be served on CT Corporation; office conference with DAG; e-mail message to Guaranteed Subpoena re: service of E-Trade and Bank of America Subpoenas on CT Corporation; e-mail message from Guaranteed Subpoena re: they were unable to serve the Subpoena on Charles Schwab; e-mail to Guaranteed Subpoena re: service of Charles Schwab Subpoena on CT Corporation	0.40	64.00
	DAG Preparation of pleadings -- complaint objecting to discharge; review reports from Guaranteed Subpoena re: attempted service of Rule 2004 subpoenas; instructions to [REDACTED] re: service of Rule 2004 subpoenas; legal research (briefly) [REDACTED]	2.70	1,215.00
SUBTOTAL:		[40.00	16,861.50]

HC2, Inc. d/b/a Hire Counsel June 4, 2021
Page 7

Re: Andrew Delaney, Debtor Invoice No. 20210183

	<u>Hours</u>	<u>Amount</u>
For professional services rendered	40.00	\$16,861.50
<u>Disbursements:</u>		
	<u>Qty/Price</u>	
05/28/21 DAG Research charges from 3rd party providers	1	100.50
	100.50	
SUBTOTAL:		[100.50]

HC2, Inc. d/b/a Hire Counsel
June 4, 2021
Page 8

Re: *Andrew Delaney, Debtor* Invoice No. 20210183

Total disbursements Amount
\$100.50

User Summary			
Name	Hours	Rate	Amount
Brian D. Spector, Esq.	1.10	575.00	\$632.50
Douglas A. Goldstein, Esq.	34.50	450.00	\$15,525.00
Abigail L. Lynch (Paralegal)	4.40	160.00	\$704.00

Case 1:20-cv-03178-LJL Document 45-27 Filed 05/22/20 Page 2 of 3

The Law Office of Christopher T. Beres
1600 Sarno Road, No. 1
Melbourne, FL 32935
Tel. (321) 339-9301
christopherberes8@gmail.com

April 07, 2020

[REDACTED]
Toyota Motor Corporation
1 Toyota-Cho
Toyota City
Aichi Prefecture 471-8571
Japan
[REDACTED]@toyota.co.jp

Dear Mr. [REDACTED]:

I represent Andrew Delaney against Toyota.

You used Mr. Delaney to be a [REDACTED] language document reviewer to assist you with [REDACTED] starting on September 30, 2019.

On March 17, 2020, you had Mr. Delaney illegally fired for raising concerns about unlawful and unsafe conditions in your workplace.

Prior to this date, you illegally disclosed Mr. Delaney's identity, involvement, and work-product to the other side.

At first, you did not inform him about the subject matter of the case which was [REDACTED]

Toyota insisted on [REDACTED]

CONFIDENTIAL

HC2-05000511

From: Stephanos Zannikos <SZannikos@hirecounsel.com>
Sent: Monday, March 30, 2020 12:42 PM
To: cdavis@workingsolutionsnyc.com
Subject: Andrew Delaney - Hire Counsel

Dear Mr. Davis,

I understand that you are representing Mr. Delaney and that all communications about Mr. Delaney should be directed to you.

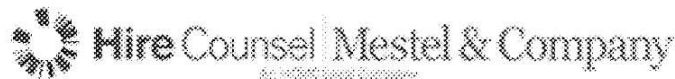
On Friday, March 27, we received a series of emails from Mr. Delaney that appear to reflect a misunderstanding about his employment situation and status, and we felt it was necessary to address a couple of points that he made in his emails to ensure we have a clear understanding. In his email, he mentioned that he was not an employee of Hire Counsel. While that may currently be true, he certainly was an employee of Hire Counsel while assigned to work on the Wilmer Hale project in New York. Hire Counsel hired him to service its client, Wilmer Hale, and he was paid by Hire Counsel as a W-2 employee. He worked onsite at a Hire Counsel facility using a Hire Counsel computer. His direct supervisor during the project was also a Hire Counsel employee. He was also subject to a Hire Counsel employment agreement, which he had signed, and an employee handbook that he acknowledged.

Moreover, Mr. Delaney was not illegally terminated. Hire Counsel lawfully terminated his employment – and the employment of the two other reviewers – when the services performed by Hire Counsel at its New York facility were legitimately suspended by Wilmer Hale due to health concerns over the COVID-19 outbreak.

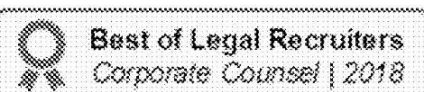
We hope that this email clarifies the nature of the services he provided to Wilmer Hale as a Hire Counsel employee and the circumstances around Hire Counsel's decision to terminate his employment. Moving forward, please direct any and all communication addressed to Hire Counsel to my attention.

Best,

Stephanos Zannikos
General Counsel



360 Lexington Avenue, Suite 1100
New York, NY 10017
646.356.0500 **Main**
646.356.0528 **Direct**
<https://www.linkedin.com/in/stephanos-zannikos>



Additional Industry Awards 2018

- *Best Legal Staffing Provider – USA* | CV Magazine
- *Best Staffing Providers for Legal/Litigation Staffing* | The Recorder
- *Best Professional Recruiting Firms* | Forbes
- *Best Executive Recruiting Firms* | Forbes
- *100 Leading Legal Consultants & Strategists* | Lawdragon

Confidentiality Notice: This e-mail transmission may contain confidential or legally privileged information that is intended only for the individual or entity named in the e-mail address and any unauthorized disclosure, copying, distribution, or reliance upon the contents is strictly prohibited. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or reliance upon the contents of this e-mail is strictly prohibited. If you have received this e-mail transmission in error, please reply to the sender, so that Hire Counsel/Mestel & Company can arrange for proper delivery and then please delete the message from your inbox. Thank you.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

BRIAN D. SPECTOR, ESQ.
DOUGLAS A. GOLDSTEIN, ESQ.
SPECTOR & EHRENWORTH, P.C.
30 Columbia Turnpike, Suite 202
Florham Park, New Jersey 07932-2261
Tel.: (973) 845-6526
Fax: (973) 593-4848
e-mail: dgoldstein@selawfirm.com
Attorneys for Movant, HC2, Inc. d/b/a Hire Counsel

In re:

ANDREW JOHN DELANEY,

Debtor.

Case No.: 1-20-44372-jmm

Chapter: 7

Hearing Date: August 10, 2021 at 10:00 a.m.

**NOTICE OF MOTION OF HC2, INC. D/B/A HIRE COUNSEL
TO WITHDRAW CLAIM 2 OF HC2, INC. D/B/A HIRE COUNSEL**

PLEASE TAKE NOTICE that on the 10th day of August, 2021 at 10:00 a.m. or as soon thereafter as counsel may be heard, HC2, Inc. d/b/a Hire Counsel, by and through its attorneys, Spector & Ehrenworth, P.C., shall move before the Honorable Jil Mazer-Marino, United States Bankruptcy Judge, at the United States Bankruptcy Court at Conrad B. Duberstein Courthouse, 271-C Cadman Plaza East, Suite 1595, Brooklyn, New York 11201-1800, for the entry of an Order withdrawing Claim 2 of HC2, Inc. d/b/a Hire Counsel substantially in the form of the proposed order accompanying this Notice of Motion, and awarding such other and further relief as this Court may deem just and equitable.

PLEASE TAKE FURTHER NOTICE that the Hearing will be conducted telephonically unless the Court directs otherwise. Parties wishing to participate in the Hearing should consult Judge Mazer-Marino's procedures (<https://www.nyeb.uscourts.gov/content/judge-jil-mazer-marino>), or contact the undersigned counsel to HC2, Inc.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is also included.

PLEASE TAKE FURTHER NOTICE that opposition to this Motion must be filed at least seven (7) calendar days before the return date.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Motion must be in writing, conform with the Bankruptcy Code and the Bankruptcy Rules, state with particularity the grounds therefor and be filed with the Bankruptcy Court at least 7 days before the hearing date as follows: (I) through the Court's CM/ECF system, which may be accessed through the internet at the Court's website at <https://www.nyeb.uscourts.gov/> and in portable document format (PDF) using Adobe Exchange Software for conversion; or (II) if a party is unavailable to file electronically, such party shall submit the objection in PDF format on portable media in an envelope with the case name, case number, type and title of document, document number to which the objection refers and the file name on the outside of the envelope.

PLEASE TAKE FURTHER NOTICE that if no objections are timely filed and served with respect to Motion, HC2, Inc. may submit to the Bankruptcy Court an order substantially in the form of the proposed order annexed to the Motion, which order may be entered with no further notice or opportunity to be heard.

PLEASE TAKE FURTHER NOTICE that the hearing on the Motion may be adjourned from time to time without any other announcement other than that set forth in open Court.

PLEASE TAKE FURTHER NOTICE that oral argument is requested if opposition is filed to this motion.

SPECTOR & EHRENWORTH, P.C.
Attorneys for Movant, HC2, Inc. d/b/a Hire Counsel

By: /s/ Douglas A. Goldstein
Douglas A. Goldstein

DATED: July 19, 2021

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

BRIAN D. SPECTOR, ESQ.
DOUGLAS A. GOLDSTEIN, ESQ.
SPECTOR & EHRENWORTH, P.C.
30 Columbia Turnpike, Suite 202
Florham Park, New Jersey 07932-2261
Tel.: (973) 845-6526
e-mail: dgoldstein@selawfirm.com
Attorneys for Movant, HC2, Inc. d/b/a Hire
Counsel

In re:

ANDREW JOHN DELANEY,

Debtor.

Case No.: 1-20-44372-jmm

Chapter: 7

Judge: Jil Mazer-Marino

Hearing Date: August 10, 2021 at 10:00 a.m.

**MOTION OF HC2, INC. D/B/A HIRE COUNSEL FOR ENTRY OF AN
ORDER TO WITHDRAW CLAIM 2 OF HC2, INC. D/B/A HIRE COUNSEL**

HC2, Inc. d/b/a Hire Counsel (“HC2”), a creditor and interested party, by and through its counsel, Spector & Ehrenworth, P.C., hereby brings this motion for entry of an order to withdraw Claim 2 of HC2 (the “Motion to Withdraw”), and respectfully represents as follows:

PRELIMINARY STATEMENT

1. By its Motion to Withdraw, HC2 seeks the withdrawal of its proof of claim, filed as Claim 2. This Court should grant the Motion to Withdraw because the debtor and the bankruptcy estate will benefit from the withdrawal of HC2’s claim and they will not be prejudiced in any material way. In particular, the Motion to Withdraw seeks relief analogous to the relief that the debtor seeks in his pending objection to HC2’s claim and, if granted, would avoid the unnecessary cost and delay of litigation to achieve that end.

2. In addition, upon granting the Motion to Withdraw, this Court will retain jurisdiction over HC2 and the pending adversary proceeding involving HC2 and Delaney. Also, the withdrawal of HC2's claim will reduce the pool of claims that may share in a distribution from the bankruptcy estate. For the foregoing reasons and as discussed in more detail below, the Motion to Withdraw should be granted in its entirety.

BACKGROUND

3. On December 23, 2021, Andrew John Delaney, the captioned debtor ("Delaney"), filed a voluntary petition under Chapter 7 of Title 11 of the United States Code (the "Bankruptcy Code"), which initiated this bankruptcy case.

4. On April 6, 2021, HC2 filed Claim 2.

5. On May 25, 2021, Delaney filed Debtor's Objection to Proof of Claim 2 Filed by HC2, Inc. (Doc. 52) (the "Objection"). In the Objection, Delaney requests that this Court enter an order "disallowing and expunging Proof of Claim Number 2...."

6. On June 4, 2021, HC2 initiated an adversary proceeding under Adv. Pro. No. 21-1047-JMM by filing a complaint against Delaney (the "Adversary Proceeding").

7. On June 16, 2021, HC2 filed its cross-motion for leave to amend Claim 2 (Doc. 61), which on June 17, 2021 upon the Court Clerk's instruction, it re-filed (Doc. 63) (the "Cross-Motion").

8. On June 24, 2021, this Court conducted a hearing on the Objection. At that time, this Court ruled that Delaney and HC2 may take discovery regarding the Objection and set a discovery end date of September 24, 2021.

9. After the June 24, 2021 hearing, Delaney propounded written discovery requests on HC2 and requested the depositions of certain HC2 personnel.

10. On July 15, 2021, in response to a request made by HC2 pursuant to E.D.N.Y. LBR 7007-1, this Court conducted a conference regarding certain discovery-related matters.

11. After the July 15, 2021 conference, HC2 determined that it no longer wishes to prosecute Claim 2 or the Cross-Motion, or defend against the Objection, or otherwise seek allowance of a pre-petition claim against Delaney or the bankruptcy estate.

12. On July 19, 2021, HC2 notified this Court of its withdrawal of the Cross-Motion and of its intention to file this Motion to Withdraw.

13. The Chapter 7 Trustee has not indicated that he intends to pursue or assert any claim against HC2.

14. HC2 seeks to withdraw Claim 2 because the likely cost to defend against the Objection, including legal fees and expenses and expected interruptions to HC2's business, far exceeds the value of any potential benefit to it.

RELIEF REQUESTED

15. HC2 seeks entry of an order for the withdrawal of Claim 2 in the form submitted herewith.

GROUND FOR RELIEF REQUESTED

16. Fed. R. Bankr. P. 3006 provides, in part:

... If after a creditor has filed a proof of claim an objection is filed thereto or a complaint is filed against that creditor in an adversary proceeding, ... or otherwise has participated significantly in the case, the creditor may not withdraw the claim except on order of the court after a hearing on notice to the trustee.... The order of the court shall contain such terms and conditions as the court deems proper. ...

17. In In re Kaiser Group Intern., Inc., 272 B.R. 852, 855 (Bankr. D. Del. 2002), the court

considered creditors' requests for withdrawal of their proofs of claims. In evaluating the requests, the Court explained:

In those instances where withdrawal [of a claim] is not a matter of right, the Code is silent as to the considerations to be taken by the court in deciding whether to grant leave. Before the enactment of Federal Bankruptcy Rule 3006 the courts looked to Federal Rule of Civil Procedure 41 as governing. Advisory Committee Note to Bankruptcy Rule 3006. Rule 3006 "recognizes the applicability of the considerations underlying Rule 41(a) F R Civ P to the withdrawal of a claim after it has been put in issue by an objection." Advisory Committee Note to Bankruptcy Rule 3006. Courts have taken this statement to mean that the same considerations used by courts analyzing voluntary dismissal under Federal Rule 41 should be used in determining the question of withdrawal under Bankruptcy Rule 3006. [citations omitted.]

The standard used by the courts in determining whether to allow voluntary dismissal of an action under Federal Rule 41 is whether the defendant will suffer some actual legal prejudice as a result of the dismissal. [citations omitted.] Case law has not developed a precise definition of "legal prejudice." [citation omitted.] Cases focus on the "the rights and defenses available to the defendant in future litigation." [citation omitted.]

In re Kaiser Group Intern., Inc., 272 B.R. at 855; see In re Varona, 388 B.R. 705, 726 (Bankr. E.D.Va. 2008) ("As with a Rule 41(a)(2) motion, a motion to withdraw a proof of claim is left to the court's discretion, which is 'to be exercised with due regard to the legitimate interests of both [parties].' In general, withdrawal should be granted unless the party opposing the motion can demonstrate that it would be legally prejudiced by the withdrawal.").

18. *In arguendo*, even if a claimant may gain a tactical advantage by the withdrawal of its claim, that, alone, is insufficient grounds for denial of a motion for withdrawal unless "substantial

prejudice” would result. In re 20/20 Sport, Inc., 200 B.R. 972, 980 (Bankr. S.D.N.Y. 1996).

19. In Zagano v. Fordham University, 900 F.2d 12, 14 (2d Cir. 1990), the Second Circuit Court of Appeals explained that factors relevant to a motion under Federal Rule 41(a)(2) include:

... the plaintiff’s diligence in bringing the motion; any “undue vexatiousness” on plaintiff’s part; the extent to which the suit has progressed, including the defendant’s effort and expense in preparation for trial; the duplicative expense of relitigation; and the adequacy of plaintiff’s explanation for the need to dismiss.

20. In Zagano, the Second Circuit upheld the District Court’s denial of the plaintiff’s Rule 41(a)(2) motion because the plaintiff filed the motion more than four (4) years into the lawsuit, the parties had conducted extensive discovery, the action was contested vigorously, and the trial was less than ten (10) days away when the plaintiff sought dismissal. Zagano, 900 F.2d at 14.

21. Less than a month ago at the first hearing on the Objection, this Court permitted the parties to pursue discovery concerning the Objection. The parties have not engaged in any motion practice on the Objection aside from the filing of the Objection, itself, and the Cross-Motion. This Court has not scheduled a trial or evidentiary hearing of this matter. At most, Delaney has served an initial set of written discovery requests, responses to which have not yet come due (as of the filing of this Motion to Withdraw), and he served notices for depositions scheduled for July 20, 2021.¹ Based on the foregoing, HC2 filed this Motion to Withdraw diligently and before the parties invested substantial additional resources in the pending claim litigation.

22. The reasons for HC2’s decision to withdraw Claim 2 primarily involve the cost and

¹ In an effort to mitigate any potential expenses that Delaney may incur in this litigation, on July 19, 2021, HC2’s counsel notified Delaney’s counsel that HC2’s personnel do not intend to appear at their July 20, 2021 depositions.

burden of the continued litigation of the Objection and the associated interruption to HC2's business as weighed against the limited benefit, if any, of a successful outcome. HC2 does not intend to use the withdrawal of Claim 2 for any improper or tactical purpose, such as, for example, the pursuit of Claim 2 in another forum, and HC2 does not seek to escape this Court's jurisdiction over it. As a result, HC2's request for the withdrawal of Claim 2 does not involve any "vexatiousness" on HC2's part.

23. The Motion to Withdraw does not threaten to prejudice any legal right or interest of Delaney or the bankruptcy estate. Instead, the withdrawal of Claim 2 would expedite the result that Delaney seeks through the Objection, and without the continued burden of litigation on this Court or the needless additional cost to the parties.²

24. If Claim 2 is withdrawn and if the Chapter 7 Trustee makes a distribution to creditors, the subsequent reduction in the pool of claims will increase each creditor's distribution for the benefit of the bankruptcy estate.

25. Conversely, if Claim 2 is not withdrawn, the ongoing litigation of the Objection will delay the administration of the bankruptcy estate and, because the Chapter 7 Trustee will need to monitor its progress, the Trustee likely will incur needless additional administrative expenses, to the detriment of the bankruptcy estate.

WHEREFORE, HC2 respectfully requests that this Court enter an order for the withdrawal of Claim 2 in the form submitted herewith, without prejudice to the jurisdiction of this Court over HC2 and over the Adversary Proceeding, and for such other and further relief as this Court may deem just and proper.

² In several filings made with this Court, Delaney has argued that HC2 is not a creditor. If this Court grants the Motion to Withdraw, Delaney no longer will need to argue that HC2 is not a creditor.

SPECTOR & EHRENWORTH, P.C.
Attorneys for Movant, HC2, Inc.

By: /s/ Douglas A. Goldstein
Douglas A. Goldstein

Dated: July 19, 2021
Florham Park, New Jersey

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X
In re:

Case No.: 1-20-44372-jmm

ANDREW JOHN DELANEY,

Chapter: 7

Debtor.
-----X

ORDER WITHDRAWING CLAIM 2 OF HC2, INC. D/B/A HIRE COUNSEL

Upon the motion dated July 19, 2021 (the “Motion”) of HC2, Inc. d/b/a Hire Counsel (“HC2”), a party in interest of the bankruptcy estate of Andrew John Delaney (the “Debtor”), seeking the entry of an Order withdrawing Claim 2 of HC2 and for such other, further and different relief as this Court may deem just and proper; and upon the Certificate of Service of the Motion; the Motion is granted as follows and it is hereby

ORDERED that:

1. Claim 2 of HC2 is hereby withdrawn.
2. Discovery concerning Claim 2 and concerning the objection filed by the Debtor against Claim 2 in this case is hereby terminated.
3. The hearing scheduled for September 28, 2021 at 11:00 a.m. concerning the objection filed by the Debtor against Claim 2 in this case is hereby cancelled.
4. The entry of this Order does not limit or affect the jurisdiction of this Court over HC2 or over any adversary proceeding currently pending before this Court that involves HC2.

IT IS SO ORDERED.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

BRIAN D. SPECTOR, ESQ.
DOUGLAS A. GOLDSTEIN, ESQ.
SPECTOR & EHRENWORTH, P.C.
30 Columbia Turnpike, Suite 202
Florham Park, New Jersey 07932-2261
Tel.: (973) 845-6526
Fax: (973) 593-4848
e-mail: dgoldstein@selawfirm.com
Attorneys for Creditor, HC2, Inc. d/b/a Hire Counsel

In re:

ANDREW JOHN DELANEY,

Debtor.

Case No.: 1-20-44372-jmm

Chapter: 7

CERTIFICATE OF SERVICE

DOUGLAS A. GOLDSTEIN, of full age, hereby certifies as follows:

1. I am an attorney-at-law of the State of New York and am a shareholder of the law firm of Spector & Ehrenworth, P.C., 30 Columbia Turnpike, Suite 202, Florham Park, New Jersey 07932.

2. On this day I caused the following papers to be served as follows:

DOCUMENTS:

Notice of Motion of HC2, Inc. d/b/a Hire Counsel to Withdraw Claim 2 of HC2, Inc. d/b/a Hire Counsel;

Motion of HC2, Inc. d/b/a Hire Counsel to Withdraw Claim 2 of HC2, Inc. d/b/a Hire Counsel; and

Proposed form of Order.

COPIES SERVED UPON:
(Method of Service)

Christopher T. Beres, Esq., Attorney for Debtor
1600 Sarno Road, Ste. 1
Melbourne, Florida 32940
(CMECF and First-Class Mail)

Cristina Lipan, Esq., Attorney for the Chapter 7 Trustee
LaMonica Herbst & Maniscalco, LLP
3305 Jerusalem Avenue
Wantagh, New York 11793
(CMECF and First-Class Mail)

Gregory Messer, Esq., Chapter 7 Trustee
(CMECF and First-Class Mail)

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.

/s/ Douglas A. Goldstein
Douglas A. Goldstein

Dated: July 19, 2021
Florham Park, New Jersey